

## DEPARTMENT OF THE NAVY

BOARD FOFI CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

TRG

Docket No: 6411-00

7 June 2001



Dear N

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 30 May 2001. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Naval Reserve on 11 May 1988 at age 19 and reported for two years of active duty that same day. On 25 August 1988 you were diagnosed with a mixed personality disorder with dependent, obsessive compulsive and schizoid traits. It was recommended that a service record entry be made to document your poor performance and warn you that continuing problems could lead to an administrative discharge.

You reported to your first duty station on 5 October 1988. Your medical record shows that you continued to have problems and on several occasions you were again diagnosed with a mixed personality disorder. On 17 January 1990 a psychiatrist noted these diagnoses and suicidal ideation, incident to chronic depression, and recommended an administrative separation. The psychiatrist felt that you were a low risk for suicide but that the risk would increase if you were retained in the Navy.

The discharge package is not filed in your service record. However, the Board assumed that you were properly notified of separation processing due to the diagnosed personality disorder and were given an opportunity to exercise your procedural rights. The record shows that you were honorably discharged on 30 January

1990. At that time you were not recommended for reenlistment and were assigned an RE-4 reenlistment code.

You are requesting a change in the reenlistment code so that you can have the opportunity to reenlist. You have submitted character references which indicate that you have been a good citizen since discharge.

Regulations allow for the assignment of an RE-4 reenlistment code when an individual is discharged due to a diagnosed personality disorder, and such a code is normally assigned when an individual is considered to be a possible suicide risk. Since you have been treated no differently than others in your situation, the Board could not find an error or injustice in the assignment of the RE-4 reenlistment code.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director