



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

JRE
Docket No: 6714-01
7 September 2001

Dear [REDACTED]

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 August 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 served on active duty from 1 February 1990 to 21 August 1991, when you were discharged due to your disqualification from officer candidate training. The discharge was based in part on your disclosure that you were suicidal, the resulting psychiatric evaluation, and the determination that you suffered from a personality disorder.

The Board carefully considered the statement of your psychologist, but found it insufficient to demonstrate that the diagnosis which resulted in your discharge was erroneous or unjust. The Board would not have been inclined to delete the diagnosis from your record even if you had demonstrated that it was erroneous, because doing so would serve to reward you for the fraudulent claim you made in order to effect your discharge. In this regard, the Board noted that the diagnosis was based, in part, on your false claim of suicidal ideation, which you made as a ploy to gain your release from the Navy. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request. The Board did not consider your request for correcting your name, as that is an administrative matter under the cognizance of the Commander, Naval Personnel Command.

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