



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

TRG
Docket No: 2040-03
30 April 2003

[REDACTED]

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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 29 April 2003. 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.

You enlisted in the Marine Corps on 12 August 1992 at age 17. Subsequently, you were counseled on two occasions on your inability to adapt to military life. On 17 May 1993 you were diagnosed with a personality disorder. The psychiatrist considered you a risk to harm yourself or others if you were retained in the Marine Corps and recommended an administrative discharge. On 27 May 1993 you received nonjudicial punishment for sleeping on watch.

Based on the diagnosed personality disorder, you were processed for an administrative discharge. At that time, you elected to waive your procedural rights. On 1 July 1993 the discharge authority approved the recommendation of your commanding officer and directed a general discharge. At that time, you were not recommended for reenlistment and were assigned an RE-4 reenlistment code.

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 there is a finding that an individual is a risk to harm himself or others.

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.

If you desire a change in the general discharge to honorable, you should complete the enclosed DD Form 293 and submit it to the Naval Discharge Review Board (NDRB). If NDRB denies your request you can appeal to this Board on the discharge upgrade issue.

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

Enclosure