



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

[REDACTED]
Docket No. 6959-17
FEB 25 2018

[REDACTED]
Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of 10 USC 1552.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 7 February 2018. The names and votes of the members of the panel will be furnished upon request. 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, relevant portions of your naval record and applicable statutes, regulations and policies.

A review of your record shows that you entered active duty with the Navy Reserve in March 1988 before separating due to recurrent nosebleeds the next month. You reenlisted in the Navy and commenced active duty again in April 1990. After reporting to your duty assignment onboard [REDACTED] non-judicial punishment was imposed on you for an orders violation in which you wore dungarees off installation without authorization. In February 1991, you were seen by a mental health provider who diagnosed you with a personality disorder and recommended you for expeditious administrative separation processing as a potential danger to others. You were notified of administrative separation processing and discharged on 22 February 1991 due to your diagnosed personality disorder. You provided a statement that you were under treatment for drug use and seeking additional treatment for Post-Traumatic Stress Disorder (PTSD).

The Board carefully considered your arguments you deserve a disability discharge. You assert that you were suffering from PTSD at the time of your discharge and were misdiagnosed by the Navy. Unfortunately, the Board lacked the evidence to grant relief in your case. Specifically, the Board could find no medical evidence in your record or application that shows you were suffering from PTSD in 1991 or that the Navy's diagnosis of personality disorder was issued in

error. Since there was medical evidence that supports a finding that you were unfit for continued naval service due to a disability at the time of your discharge, the Board lacked the evidence to grant the relief you seek. Accordingly, the Board was unable to find an error or injustice warranting a correction to your record and denied your application.

Regarding your request for a personal appearance, the Board determined that a personal appearance with or without counsel will not materially add to their understanding of the issue(s) involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

It is regretted that the circumstances of your case are such that favorable action cannot be taken at this time. You are entitled to have the Board reconsider its decision upon the submission of new and material evidence. New evidence is evidence 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,

A large black rectangular redaction box covering the signature of the Executive Director.

Executive Director