

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 10902-24 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF

USN, XXX-XX-

Ref: (a) 10 U.S.C. §1552

(b) USECDEF Memo of 25 Jul 18 (Wilkie Memo)

Encl: (1) DD Form 149 with attachments

(2) Naval record (excerpts)

- 1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting a change to his narrative reason for separation on his Certificate of Release or Discharge from Active Duty (DD Form 214).
- 2. The Board consisting of \_\_\_\_\_\_\_\_, reviewed Petitioner's allegations of error and injustice on 27 January 2025 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of his naval service records, and applicable statutes, regulations, and policies.
- 3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:
- a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. Although Petitioner's 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 the case on its merits.
- b. Petitioner enlisted in the Navy and began a period of active duty on 10 June 1992. During his enlistment process, Petitioner received an enlistment waiver for two minor-misdemeanors.
- c. On 24 July 1992, Petitioner was diagnosed with Borderline Personality Disorder, Severe, 301.83, EPTE. This diagnosis was affirmed after Petitioner was again medically evaluated on 27 July 1992.
- d. On 28 July 1992, Petitioner was notified of the initiation of administrative separation proceedings by reason of Borderline Personality Disorder, Severe, 301.83, EPTE, at which point, he did not object to his separation.

- e. On 29 July 1992, the Petitioner's commanding officer recommended and approved that he be administratively separated from the Navy with an uncharacterized entry level separation by reason of his diagnosed personality disorder. On 3 August 1992, Petitioner was so discharged.
- f. Petitioner contends he enlisted at age 17 and was navigating the challenges of young parenthood. Petitioner claims the responsibilities of fatherhood, coupled with the emotional distress of his family situation, significantly impacted his well-being while in service. He also claims that he had it to face the pressure from the mother of his son and the financial stress as he struggle to provide for their child. Petitioner states it is crucial to understand that the mental conditions and personality disorders noted on his DD Form 214 were the direct result of the unique and overwhelming circumstances he was facing at that time. Post discharge, Petitioner asserts he have made significant strides in addressing and overcoming these challenges. Through personal growth resilience and commitment to self-improvement, he have emerged from that difficult period with a renewed sense of purpose and stability. Petitioner states this adjustment aims to provide a fair truthful reflection of his capabilities, devoid of temporary setbacks that he have effectively addressed and move beyond. Lastly, Petitioner contends the inclusion of such information is inaccurate and has a significant impact on his reputation and opportunities. For the purpose of clemency and equity consideration, Petitioner provided an advocacy letter and a personal statement.

## **CONCLUSION:**

Upon review and consideration of the evidence of record, the Board determined Petitioner's request warrants relief. In keeping with the letter and spirit of the Wilkie Memo, the Board determined that it would be an injustice to label one's discharge as being for a diagnosed character and behavior and/or adjustment disorder. Describing Petitioner's service in this manner attaches a considerable negative and unnecessary stigma, and fundamental fairness and medical privacy concerns dictate a change. Accordingly, the Board concluded that Petitioner's discharge should not be labeled as being for a mental health-related condition and that certain remedial administrative changes are warranted to the DD Form 214.

Notwithstanding the recommended corrective action below, the Board determined Petitioner's assigned reentry code remains appropriate in light of his unsuitability for further military service. Ultimately, the Board determined any injustice in Petitioner's record is adequately addressed by the recommended corrective action.

In view of the above, the Board directs the following corrective action:

## RECOMMENDATION:

That Petitioner be issued a new Certificate of Release from Active Duty (DD Form 214), for the period ending 3 August 1992, reflecting his narrative reason for separation as "Secretarial Authority," SPD code as "JFF," and separation authority as "MILPERSMAN 1910-164."

No further changes be made to Petitioner's record.

A copy of this report of proceedings be filed in Petitioner's naval record.

- 4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above-entitled matter.

  5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing
- Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

