



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

JRE

Docket No: 3150-98

7 June 1999

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 20 May 1999. 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 Marine Corps on 10 December 1985. On 31 December 1987, a medical board gave you diagnoses of bulimia nervosa, did not exist prior to enlistment (DNEPTE), treated, in remission; dysthymic disorder, EPTE, not service aggravated (NSA); alcohol abuse, episodic, in remission, DNEPTE; and mixed personality disorder with borderline and dependent features, EPTE, NSA. On 18 May 1988, a majority of the hearing panel of the Physical Evaluation Board which considered your case on that date found you fit for duty. A minority found you unfit due to the dysthymic disorder. The Director, Naval Council of Personnel Boards approved the minority finding, and you were discharged by reason of physical disability on 22 August 1988, without entitlement to disability severance pay.

The Board carefully considered your contention that your disabilities did not exist prior to your enlistment in the Marine Corps; however, in the absence of evidence which substantiates that contention and demonstrates that your dysthymic disorder was incurred in or aggravated by your naval service, the Board was unable to recommend any corrective

action in your case. 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