



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

TRG
Docket No: 4772-99
15 October 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 13 October 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 Navy on 24 November 1997 at age 19. Although the psychiatric evaluation is not filed in your record, the available records show that you were diagnosed with a personality disorder shortly after you began recruit training.

On 9 December 1997 you were notified of separation processing due to a personality disorder. At that time you elected to waive your procedural rights. After review by the separation authority an entry level separation was directed. You were so separated on 15 December 1997. At that time you were not recommended for reenlistment and were assigned an RE-4 reenlistment code.

You state that you were referred for a psychiatric evaluation and realized that if you made misleading statements about your mental health, you would be allowed to go home. You further state that you were told that after six months you would be allowed to reenlist.

Regulations allow for the assignment of an RE-4 reenlistment code when an individual is separated because of a diagnosed

personality disorder and such a code is normally assigned to individuals who are separated because they could not adapt to recruit training.

The Board noted that according to your statement you wanted to be separated and manipulated the psychologist into a recommendation for separation. Accordingly, since you either had a personality disorder or procured your discharged by fraud, the Board concluded that the RE-4 reenlistment code was properly assigned and no change was warranted.

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