



1850
CORB:trh
30 May 23

CUI

From: President, Physical Evaluation Board
To: ABH2 MICHAEL LITTLE


Subj: FINDINGS OF THE TEMPORARY DISABILITY RETIRED LIST (TDRL) INFORMAL PHYSICAL EVALUATION BOARD (PEB)

Ref: (a) DODI 1332.18 w/Ch. 1
(b) DODM 1332.18 Volumes 1 & 2
(c) SECNAVINST 1850.4F
(d) SECNAV M-1850.1

Encl: (1) Findings of the TDRL Informal PEB
(2) TDRL Informal PEB Election of Options

1. After a thorough review of your case and in accordance with references (a) through (d), the PEB determined you are Unfit for Continued Naval Service with a 100% Department of the Navy disability percentage. As a result, you will be transferred to the Permanent Disability Retired List.
2. Enclosure (1) contains details concerning the PEB's decision.
3. Enclosure (2) is the Election of Options to let the PEB know what your decision is with respect to the Informal PEB findings. You MUST complete and return this document within 15 days of receipt. Your failure to return your election to the PEB will result in the PEB presuming you accept our decision and closure of your case.
4. It is strongly recommended that you consult with an attorney before selecting your option in Enclosure (2). DESCP FPEB Division front office phone number [REDACTED] DES attorneys can also answer questions concerning benefits and next steps in the process.



<i>PERSONNEL DATA</i>					
1. Name LITTLE(BCNR), Michael J	2. SSN 	3. Rate/Rank ABH2	4. Service USNR (Retired)	5. Desig.	6. LOS 5 yrs. 9 mos.

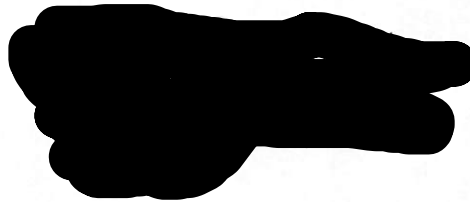
<i>PHYSICAL EVALUATION BOARD</i>
7. The Board convened at: NCPB, Washington DC, 26 May 2023 to consider the MedBoard originated at: DoD Hospital
Board Membership Consisted of: CDR, USN, Medical Officer LtCol, USMCR, Line Officer N/A, N/A, Third Officer

<i>FINDINGS</i>		
8. Finding Unfit	9. Recommended Disposition Changed from Temporary to Permanent Disability Retirement	10. Combined Disability Rating 100%

<i>DIAGNOSES AND RATINGS</i>			
Category I: Unfitting Conditions	VA Diagnostic Codes	Disability Rating or Reason if not rated	
1. PTSD (STABLE) (CZ)	9411	100%	100%

<i>ADDITIONAL FINDINGS</i>

11. a. The disability was incurred while entitled to receive basic pay.
 - b. The disability did not occur during a period of unauthorized absence.
 - c. The disability is not the result of intentional misconduct or willful neglect.
 - d. The disability did occur after 14 Sep 1978.
13. The disability did not result from a combat related injury as defined by Title 26 U.S. Code Section 104(b)(3).
14. All board members concurred.



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AUTHENTICATION

PHYSICAL EVALUATION BOARD MEMBERSHIP

Medical Officer: [REDACTED] CDR, USN, Medical Officer
 Presiding Officer: [REDACTED] LtCol, USMCR, Line Officer
 Third Officer: Third Member Vote, N/A, N/A, Third Officer

FINDINGS COMMENTS

MedicalOfcr
 2023-05-22 09:37:10 daw2

In accordance with the BCNR decision for relief in Docket No. 0801-22, former ABH2 Michael Little was found unfit for "PTSD (VA Diagnostic Code 9411) and Unspecified Depressive Disorder (VA Diagnostic Code 9435) commensurate with a disability rating of 50%" effective 25 April 2016 with subsequent placement on the TDRL to further determine level of his disability as well as stability of his conditions.

Per DODI 1332.18, the Military Department will obtain and review available DoD medical treatment documentation and VA or veteran-provided medical treatment, or disability examination that occurred within 16 months of being placed on the TDRL, and rating documentation. If the documents reviewed are deemed sufficient and consistent with the requirements of Title 10, United States Code, Chapter 61, the Military Department may rely on that documentation to determine whether there has been a change in disability for which the Service member was temporarily retired.

The member received an interval VA ratings evaluation for the condition with a 100% rating applied under Code 9411, effective 30 May 2019. Based on the VA record, the Service member would be unable to perform the duties of their office, grade, rank, or rating. Therefore, the condition is unfitting and precludes the member from future military service. The rating percentage associated with the unfitting condition is finalized at 100%, with the member transferred to the Permanent Disability Retired List. The condition UNSPECIFIED DEPRESSIVE DISORDER is subsumed under the unfitting condition PTSD, rated at 1005 under VA Code 9411 in accordance with 38 C.F.R. § 4.14 (the evaluation of the same disability under various diagnoses is to be avoided).

The Board considered combined effect and the three bases of unfitness per DODI 1332.18 and determined no other additional conditions were unfitting at the time of placement on the TDRL.

PresidingOfcr
 2023-05-26 12:06:09 mlb
 BCNR directed action, Docket No. 0801-22: UNFIT due to PTSD, VA Code 9411, rating at 100%, Finalize, PDRL, NCR, CZ.

ThirdOfcr

AUTHENTICATION SIGNATURE

Date

INFORMAL	Findings of the Physical Evaluation Board Proceedings	[REDACTED]
Date Printed 30 May 2023		Page 3

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