



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

TRG
Docket No: 1104-01
10 July 2001

[REDACTED]

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 10 July 2001. 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 30 December 1997 at age 22. On 26 May 1999 you requested a hardship discharge because of your wife's mental illness and attempted suicide. On 17 June 1999 the discharge authority directed an honorable discharge by reason of hardship and you were so discharged on 18 June 1999. At that time you were assigned an RE-3H reenlistment code.

You are requesting a change in the reenlistment code because it could have an impact on your future service in the Army. You contend that your wife's depression has been resolved and the hardship no longer exists. However, regulations require the assignment of an RE-3H or an RE-4 reenlistment code when an individual is discharged due to a hardship. An RE-3H reenlistment code might be waived by recruiting officials if you can demonstrate that the hardship no longer exists. Since you have the best reenlistment code authorized by regulations, and have been treated no differently than others discharged by reason of hardship, the Board could not find an error or injustice in the assignment of the RE-3H reenlistment code.

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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