



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

TRG  
Docket No: 7015-01  
14 February 2001

From: Chairman, Board for Correction of Naval Records  
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF [REDACTED]

Ref: (a) Title 10 U.S.C. 1552  
(b) BUPERSINST 1900.8

Encl: (1) Case Summary  
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the Navy filed an application with this Board requesting that his reenlistment code be changed.

2. The Board, consisting of Mr. Taylor, Mr. McCulloch and Mr. Beckett, reviewed Petitioner's allegations of error and injustice on 12 February 2002 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, naval 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.

b. Petitioner's application was filed in a timely manner.

c. Petitioner enlisted in the Navy on 21 September 1999 at age 18. On 30 September 1999 he was diagnosed with diplopia or double vision. The doctor stated that this condition was not correctable to meet Navy standards and recommended his separation from the Navy. Subsequently, this recommendation was approved and he received an entry level separation on 8 October 1999. At that time he was assigned an RE-4 reenlistment code. The narrative reason for his separation is "Failed Medical/Physical Procurement Standards.", and the Separation Program Designator (SPD) code is "JFW".

d. Petitioner has submitted evidence showing that his double vision problem has been corrected by surgery. The doctor states that because he is free of diplopia, Petitioner should be

considered cured. The doctor notes that he has recently been accepted into the state police academy. Petitioner desires a change in the reenlistment code so that he can reenter the Navy.

e. Reference (b) states that individuals separated with an SPD of JFW must either be assigned an RE-3Q or an RE-4 reenlistment code. An RE-3Q is only assigned to officer candidates and the RE-4 reenlistment code is the only code that fits Petitioner's circumstances. The Board is aware that the only other reason for separation that arguably fits the circumstances of his case is "Erroneous Entry (other)". This reason is assigned if an individual would not have been enlisted if the disqualifying factor had been known. The SPD code of "JFC" is assigned with that narrative reason for discharge and the assignment of the full range of reenlistment codes is authorized, including an RE-3E code.

**CONCLUSION:**

Upon review and consideration of all the evidence of record the Board concludes that Petitioner's request warrants favorable action. The Board notes that Petitioner's only problem in recruit training was his double vision. It appears that Petitioner's failure to meet the physical procurement standards means that he should not have been enlisted and the enlistment was erroneous. Had he been processed for erroneous enlistment, he could have received an RE-3E reenlistment code. The Board believes that reference (b) should provide for an RE-3E reenlistment code in cases such as this. Given the circumstances, the Board believes that since the physical condition has been corrected, an RE-4 reenlistment code is inappropriate. Therefore, the Board concludes that the reenlistment code that most closely fits the circumstances of this case is an RE-3E reenlistment code, and such a code should now be assigned as an exception to policy. This code will alert recruiters that there is a problem that must be resolved before enlistment can be authorized, but will not preclude consideration of an enlistment waiver.

The Board further concludes that this Report of Proceedings should be filed in Petitioner's naval record so that all future reviewers will understand the reason for the change in the reenlistment code.

**RECOMMENDATION:**

a. That Petitioner's naval record be corrected to show that on 8 October 1999 he was assigned an RE-3E reenlistment code vice the RE-4 reenlistment code now of record.

b. That this Report of Proceedings be filed in Petitioner's naval record.

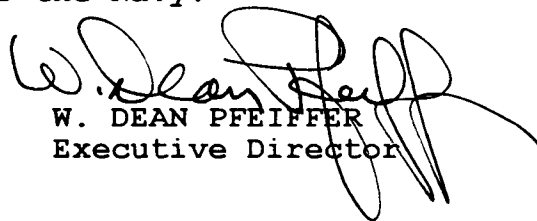
4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN  
Recorder



ALAN E. GOLDSMITH  
Acting Recorder

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 corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.



W. DEAN PFEIFFER  
Executive Director