



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

TRG  
Docket No: 1763-03  
30 October 2003

MR. [REDACTED]

Dear Mr. [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 28 October 2003. 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.

You enlisted in the Navy on 22 July 1998 at age 18. The record contains 16 pages of comments concerning your inability to adapt to military life while in recruit training. In addition, you were formally counseled on three occasions concerning academic test failures, physical readiness test failures, lack of motivation, disrespect and improper watch standing. A recruit evaluation report, dated 10 November 1998, rated you as poor in four categories. Subsequently, you were recommended for separation from the Navy. It was noted that you continued to fail on tests and were unable to follow rules and regulations. Subsequently, a recruit aptitude board recommended that you be separated from the Navy.

Based on the foregoing record, you were processed for an administrative separation. In connection with this processing, you elected to waive your procedural rights. After review the separation authority directed an entry level separation by reason of entry level performance and conduct and you were so separated on 15 December 1998. At that time you were not recommended for reenlistment and were assigned an RE-4 reenlistment code.

You state in your application that you were mistreated while in recruit training and were unfairly prevented from completing recruit training. In support of your request for a change in the reenlistment code you have submitted a letter from an Army Reserve major who states that you have been his student for over a year, and that you are motivated and highly dedicated to the Army Reserve Officer Training Corps (ROTC) program. He recommends that your reenlistment code be changed to that you can be enrolled in ROTC.

The Board found that your Navy record shows that you were given every opportunity to complete recruit training but were unable or unwilling to do so. Regulations allow for the assignment of an RE-4 reenlistment code in most cases when an individual fails to complete recruit training and such a code is required when an individual is discharged by reason of entry level performance and conduct. Since you have been treated no differently than others in your situation, the Board could not find an error or injustice in the assignment of the RE-4 reenlistment code.

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