



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

CRS
Docket No: 3383-08
21 November 2008

[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 November 2008. 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 reenlisted in the Navy on 26 June 2006 and served until 11 December 2006, when you were honorably discharged by reason of a condition, not a disability, that interfered with your performance of duty. The specific condition is not shown in the available records. You were assigned a reentry code of RE-4, as permitted by governing directives. Your separation code of HFV indicates that you waived your right to appear before an administrative discharge board.

The Board carefully considered your contentions to the effect that you were discharged as a result of actions you felt took in order to help your family, and that you believe you deserve a more favorable reentry code based on your over all record of service. The Board was not persuaded that your present reentry code is erroneous or unjust, or that it would be in the interest of justice for it to assign you a more favorable 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. It would be helpful to the Board if you were to provide more specific details of the circumstances of your separation, and identify the condition that resulted in your discharge. You must bear in mind that 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