



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

RDZ:ecb  
Docket No. 05690-08  
29 May 2009

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

Subj: REVIEW OF NAVAL RECORD OF FORMER [REDACTED]

Ref: (a) 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments  
(2) Subject's naval record  
(3) MMER advisory opinion dtd 14 Jul 08

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the Marine Corps, filed enclosure (1) with this Board requesting that his reenlistment code (RE-4) be changed.

2. The Board, consisting of Messrs Leeman, Neuschafer and Ms. McCormick, reviewed Petitioner's allegations of error and injustice on 19 May 2009. Pursuant to its regulations, the Board 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. Although it appears that Petitioner's application to the Board was not filed in timely manner, it is in the interest of justice to waive the statute of limitations and review the application on its merits.

performance was exemplary which attested to by his promotion to corporal and by the extremely laudatory letters from key members in his chain of command regarding his attitude and performance. And finally the Board recognized Petitioner's post-service achievements and his desire to resume military service. The cumulative effect of these factors leads the Board to believe that the interests of justice would better served if Petitioner's RE-4 reenlistment code were to be changed to RE-1.

RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that he was issued an RE-1 reenlistment code on 26 June 2001 vice the RE-4 reenlistment code that was issued on the same day.

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



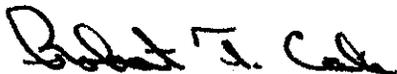
BRIAN J. GEORGE  
Acting Recorder

5. The foregoing action of the Board is submitted for your review and action.



W. DEAN PFEIFFER

Reviewed and approved:



6-17-09