



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

Docket No: 10411-08
16 January 2009

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

Subj: FORMER [REDACTED]
REVIEW OF NAVAL RECORD

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

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

1. Pursuant to the provisions of reference (a), Petitioner applied to this Board requesting his naval record be corrected by changing the reentry code he was assigned on 15 March 2007.

2. The Board, consisting of Messrs. [REDACTED], and Ms. [REDACTED] reviewed Petitioner's allegations of error and injustice on 17 December 2008 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 enlisted in the Navy Reserve on 24 October 2006. On 15 March 2007 he received an entry level separation by reason of a condition, not a disability which interfered with his performance of duty, namely, left ankle pain and instability. He was assigned a reentry code of RE-4.

c. Applicable directives authorize the assignment of reentry codes of RE-3G or RE-4 to individuals discharged by reason of a condition not a disability.

CONCLUSION:

Upon review and consideration of all the evidence of record the Board concludes that Petitioner's request warrants favorable action. The Board concludes that a reentry code of RE-3G should now be assigned since his record does not warrant the most stigmatizing reentry code of RE-4. A code of RE-3G will alert

recruiting personnel that there was a problem with Petitioner's physical during the prior enlistment which must be resolved before reentry is authorized.

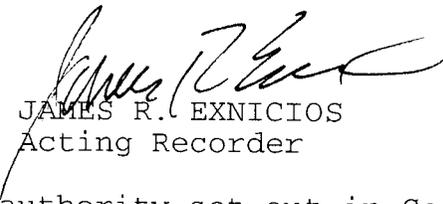
RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that on 15 March 2007, he was assigned a reentry code of RE-3G.

b. That a copy of 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



JAMES R. EXNICIOS
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