



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

CRS
Docket No: 11278-09
26 January 2011

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

Subj: [REDACTED] 59 0769, REVIEW OF
NAVAL RECORD

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

Encl: (1) Subject's naval record
(2) HQMC memos of 19 Aug and 25 Oct 2010

1. Pursuant to the provisions of reference (a), Petitioner applied to this Board requesting his naval record be corrected to show a change in reason for discharge and reentry code.

2. The Board, consisting of Mr. Pfeiffer, Mr. Clemmons, and Ms. Henkel, reviewed Petitioner's allegations of error and injustice on 15 December 2010 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. In correspondence attached as enclosure (2), cognizant officials of Headquarters, United States Marine Corps, recommended that the reason for discharge and reentry code be corrected on Petitioner's DD Form 214.

CONCLUSION:

Upon review and consideration of all the evidence of record the Board concludes that Petitioner's request for correction of his reason for separation and reentry code warrants favorable action. In this regard, the Board concurs with the advisory opinions of 19 August and 25 October 2010.

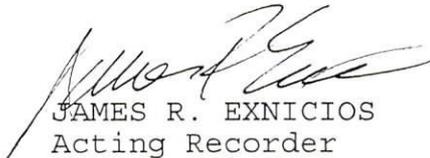
RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that on 17 May 2008 he was discharged for the convenience of the government due to a condition not a disability, and assigned a reentry code of RE-3P.

b. That a copy of this Report of Proceedings be filed in his naval record.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) 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