



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

BJG  
Docket No: 1121-11  
31 October 2011

[REDACTED]

[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 26 October 2011. 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.

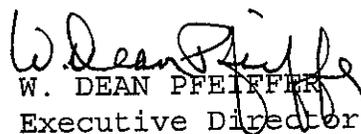
You enlisted in the Navy Reserve on 26 April 1996. Your record is incomplete, but it appears that you served without disciplinary action until 14 November 2009, when you received nonjudicial punishment for failing to obey a lawful order or regulation. You were then administratively processed for separation due to misconduct (commission of a serious offense (COSO)). On 21 July 2010, the Navy Personnel Command directed your separation due to misconduct (COSO) with a general characterization of service, and assigned an RE-4 (not recommended for retention) reentry code.

In its review of your application, the Board carefully weighed all potentially mitigating factors, such as your prior honorable service, including a tour in Iraq. However, the Board concluded that you were correctly assigned an RE-4 reentry code due to your misconduct and non-recommendation for retention. The Board noted that you were fortunate to receive a general characterization of service, since an other than honorable discharge is normally assigned when an individual is found to have committed misconduct. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

Since your discharge is less than 15 years old, you may petition the Naval Discharge Review Board (NDRB) for a possible upgrade. I have enclosed a copy of NDRB's application form for your convenience.

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

Enclosure