



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
701 S. COURTHOUSE ROAD, SUITE 1001  
ARLINGTON, VA 22204-2490

SJN  
Docket No: 04334-12  
20 March 2013

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

Subj: REVIEW NAVAL RECORD OF [REDACTED]

Ref: (a) 10 U.S.C. 1552  
(b) OPNAVINST 1160.5C

Encl: (1) DD Form 149 with attachments  
(2) Case Summary  
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the Navy, filed enclosure (1) with this Board requesting a change in her RE-4 (not recommended for retention) reentry code issued on 12 January 1998. She requested the assignment of an RE-1 (recommended for retention) reentry code.

2. The Board, consisting of Messrs. Boyd, Storz and Ms. Wilcher, reviewed Petitioner's allegations of error and injustice on 19 March 2013 and, pursuant to its regulations, determined that the limited 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 enclosure (1) was not filed in a timely manner, it is in the interest of justice to waive the statute of limitations and review the application on its merits.

c. Petitioner reenlisted in the Navy on 27 June 1996 after three years of honorable service. During her enlistment, she served without disciplinary incident and was advanced to paygrade

E-3. Although the record is missing the administrative discharge documentation, based on the information currently contained in her record, administrative discharge action was initiated to separate her due to pregnancy.

d. On 3 December 1997, she signed an evaluation report covering the period from 16 July to 4 December 1997, that stated, in part, she was being separated due to pregnancy. The report further stated that she was a highly motivated individual and that her technical ability was an asset to the communication department. She was evaluated as progressing and recommended for retention. On 12 January 1998, she was honorably released from active duty and transferred to the Navy Reserve. At that time she was assigned an RE-4 reentry code. She was discharged on 21 April 2006 from the Navy Reserve.

e. In her application, Petitioner states she would like to reenlist in the Navy Reserve.

f. The reentry code of RE-4 means that Petitioner is not recommended for reenlistment. However, she could have been assigned a code of RE-3B, meaning that she was discharged due to pregnancy.

#### CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants partial favorable action based upon Petitioner's overall record of military service, including over five years of honorable service, during which she was advanced in rank and had no disciplinary actions. The Board therefore concludes that no useful purpose is served by assignment of the most restrictive reentry code of RE-4, and assignment of the RE-3B code more accurately reflects the quality of her service. The RE-3B reentry code may not prohibit reenlistment, but requires that a waiver be obtained from recruiting personnel who are responsible for reviewing the feasibility of satisfying the Navy's personnel manning goals by determining whether or not an individual meets the standards for reenlistment. If she wishes to reenlist, re-affiliate, or be reinstated in the Navy, she would have to contact the Navy Recruiting Command via her nearest recruiting facility. In view of the above, the Board directs the following limited corrective action.

#### RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that on 12 January 1998, she was issued an RE-3B reentry code vice the RE-4 reentry code actually issued on that date.

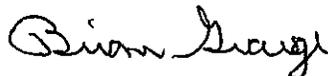
b. That a copy of this report of proceedings be filed in Petitioner's naval record.

c. That no further relief be granted.

d. That, upon request, the Department of Veterans Affairs be informed that Petitioner's application was received by the Board on 19 April 2012.

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

  
BRIAN J. GEORGE  
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 Regulation, 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