



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

SJN

Docket No: 02224-13

12 February 2014

[REDACTED]

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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 12 February 2014. 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 the evidence submitted was insufficient to establish the existence of probable material error or injustice.

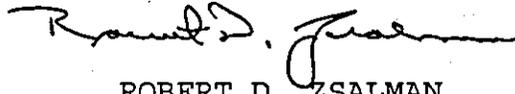
You enlisted in the Navy and began a period of active duty on 23 October 2006. Your record is incomplete as it does not contain supporting the documents pertaining to your reason for discharge. The Board found that by review of your Certificate of Release or Discharge from Active Duty (DD Form 214), it appears that medical personnel determined you were diagnosed with a medical condition that had existed prior to your entry into the service. Subsequently, you were discharged with an entry level separation by reason of fraudulent entry on 21 November 2006. At that time, you were assigned an RE-4 reentry code.

The Board, in its review of your application, carefully weighed all potentially mitigating factors, such as your youth and brief record of service. Nevertheless, the Board found that these factors were not sufficient to warrant changing the reason for your discharge or reentry code given the fact that it appears you failed to disclose all of your pre-service medical history. Furthermore, an RE-4 reentry code is routinely issued to individuals

discharged due to fraudulent enlistment based on medical conditions that existed prior to entry into the service. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

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,



ROBERT D. ZSALMAN  
Acting Executive Director