



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

BJG
Docket No: 4107-13
19 March 2014

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

Subj: [REDACTED]
REVIEW OF NAVAL RECORD

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

Encl: (1) DD Form 149 dtd 4 Apr 13 w/attachments

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed written application, enclosure (1), with this Board requesting, in effect, that his naval record be corrected by changing his reentry code of RE-4 (not recommended for reenlistment), issued on 21 February 2013, to RE-1 (recommended for reenlistment). Since his discharge is less than 15 years old, he may apply to the Naval Discharge Review Board for a possible upgrade of his characterization of service and a change of his narrative reason for separation.

2. The Board, consisting of Mses. Aldrich and Tolleffson and Mr. Grover, reviewed allegations of error and injustice on 18 March 2014, 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 which were available under existing law and regulations within the Department of the Navy.

b. Petitioner enlisted in the Navy and began a period of active duty on 12 September 2012. He was not the subject of any disciplinary actions during his enlistment. He was diagnosed with a condition, not a disability, which interfered with the

performance of his duties. In his final evaluation, he was recommended for retention. Based on his diagnosed condition, he was administratively processed for separation. On 21 February 2013, he received a general characterization of service due to a condition, not a disability, and was assigned an RE-4 reentry code.

c. A waivable RE-3G (condition, not a disability) reentry code could have been assigned to Petitioner.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's case has merit and warrants partial corrective action. The Board particularly notes his lack of a disciplinary record and recommendation for retention. However, in light of his diagnosed condition, the Board finds that an RE-1 reentry code would be inappropriate. The Board concludes that a waivable RE-3G reentry code would be appropriate in his case. In view of the above, the Board directs the following limited corrective action.

RECOMMENDATION:

a. That Petitioner's naval record be corrected by changing the reentry code of RE-4 issued on 21 February 2013 to RE-3G.

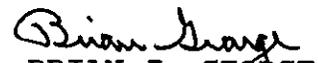
b. That no further relief be granted.

c. That any material or entries inconsistent with or relating to the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.

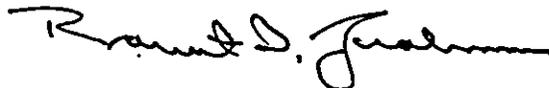
d. That any material directed to be removed from Petitioner's naval record be returned to the Board, together with a copy of this Report of Proceedings, for retention in a confidential file maintained for such purpose, with no cross reference being made a part of Petitioner's naval record.

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


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 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.



ROBERT D. ZSALMAN
Acting Executive Director