



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

SJN  
Docket No: 7923-14  
17 July 2015

5 U.S.C. 552(b) (6)

Dear 5 U.S.C.

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10, 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 10 July 2015. The names and votes of the members of the panel will be furnished upon request. 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 8 June 2005. On 14 December 2006 and 19 November 2007, you received nonjudicial punishment. You remained on active duty until you were honorably released at the completion of your required service on 7 June 2009, and transferred to the Navy Reserve. At that time you were not recommended for retention or reenlistment, and assigned an RE-4 reentry code.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your record of service and desire to change your reentry code. Nevertheless, the Board concluded these factors were not sufficient to warrant a change to your reentry code given your two NJP's, and not being recommended for retention. In this regard, an RE-4 reentry code is required when a Sailor is

released from active duty at the completion of his required active service and is not recommended for retention. Accordingly, your application has been denied.

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 within one year from the date of the Board's decision. New evidence is evidence not previously considered by the Board prior to making its decision in your case. 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,

  
5 U.S.C. 552(b) (6)

ROBERT J. O'NEILL  
Executive Director