



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

TJR  
Docket No: 11485-14  
17 December 2014

[REDACTED]

Dear [REDACTED]:

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 16 December 2014. 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.

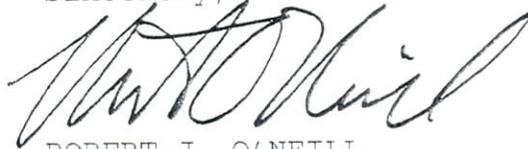
After careful and conscientious consideration of the entire record, the Board found the evidence submitted was insufficient to establish the existence of probable material error or injustice.

You enlisted in the Navy on 25 February 2014 and served without disciplinary incident. Shortly thereafter, on 7 March and again on 16 April 2014, you failed the swim qualifications and failed to meet the minimum swimming requirements. At that time you were recommended for an administrative separation by reason of unsatisfactory performance and conduct due to a lack of reasonable effort to adapt. Subsequently, on 9 June 2014, while serving in paygrade E-3, you were administratively discharged with an uncharacterized entry level separation by reason of entry level performance and conduct, and were assigned an RE-8 reenlistment code. In this regard, you were assigned the most appropriate reenlistment code based on your circumstances. Be advised that an RE-8 reenlistment code may not prohibit reenlistment, but requires that a waiver be obtained from recruiting personnel who are responsible for determining whether you meet the requirements for reenlistment.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your desire to reenlist in the Navy. Nevertheless, the Board concluded these factors were not sufficient to warrant relief in your case because of your failure to meet swim qualifications and failure to complete training. Finally, Sailors discharged by reason of entry level performance and conduct would normally be assigned an RE-4 reenlistment code, which is a bar to reenlistment. Again, you were assigned the most appropriate reenlistment code for your situation. 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 or other matter not previously considered by the Board within one year from the date of the Board's decision. 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,

A handwritten signature in black ink, appearing to read "R. J. O'Neill", written in a cursive style.

ROBERT J. O'NEILL  
Executive Director