



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

TAL
Docket No: 1936-14
9 July 2015

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

Subj: REVIEW NAVAL RECORD OF [REDACTED] USN,
[REDACTED]

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

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

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the Marine Corps, filed enclosure (1) with this Board requesting that his narrative reason for separation (fraudulent entry), separation designator (SPD) code (JDA1) and reenlistment code (RE-4) be changed.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 10 April 2015 and, pursuant to its regulations, determined that the 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. Enclosure (1) was filed in a timely manner.

TAL

Docket No: 1936-14

c. Petitioner enlisted in the Marine Corps and began a period of active duty on 7 July 2008. He was the subject of several neuropsychiatric evaluations for evidence of post-traumatic stress disorder (PTSD) and/or traumatic brain injury (TBI), but was not diagnosed with either PTSD or TBI. He was diagnosed with attention deficit hyperactivity disorder (ADHD) which was revealed by his significant difficulty with attention, concentration and organization that existed prior to enlistment.

d. As a result of the foregoing, Petitioner was recommended for an administrative separation due to fraudulent entry, and on 19 March 2013, he was discharged with an honorable characterization of service and assigned a reentry code of RE-4.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action. The Board determines that the record should be changed to reflect a less stigmatizing reason for separation. Specifically, the Board directed that the Certificate of Release or Discharge from Active Duty (DD Form 214) be corrected to reflect a narrative reason for separation of "Secretarial Authority," separation code "JFF1" which coincides with the corrected narrative reason for separation and reenlistment code of "RE-3C". In view of the above, the Board directs the following corrective action.

RECOMMENDATION:

a. That Petitioner's naval record be corrected by changing the narrative reason for separation to "Secretarial Authority", the SPD code to "JFF1", and reentry code to "RE-3C." The Petitioner be re-issued a corrected DD Form 214 which reflects the foregoing corrections vice issued a DD Form 215.

b. 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.

TAL

Docket No: 1936-14

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.



T. J. REED
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.



ROBERT J. O'NEILL
Executive Director