



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

TLG
Docket No: 5369-14
19 May 2015

[REDACTED]

Dear [REDACTED]

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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your application on its merits. A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 15 May 2015. 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 Marine Corps, began a period of active duty on 8 July 2013, and served without disciplinary infraction.

Your record contains an entry which states in part, that you were to be discharged due to being allergic to stinging insects. Subsequently, you were administratively processed for separation by reason of condition not a disability. On 16 September 2013, you were issued an entry level separation by reason of condition not a disability and assigned an RE-3P reentry list. In this regard, you were assigned the most appropriate reenlistment code based on your circumstances. The RE-3P 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 standards for reenlistment, and whether or not a request for a waiver of your reenlistment code is feasible.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as desire to change your reentry code. Nevertheless, the Board concluded these factors were not sufficient to warrant a change in your reentry code given your diagnosed allergy to stinging insects. Further, an RE-3P reentry code is authorized when a Marine is discharged due to a condition, not a disability, and recommended for reenlistment. Again, you were assigned the most appropriate reentry code based on 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 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 applying for correction of an official naval record, the burden is on the applicant to demonstrate the existence of the probable material error or injustice.

Sincerely,

A handwritten signature in black ink, appearing to read "R. J. O'Neill", written over a horizontal line.

ROBERT J. O'NEILL
Executive Director