



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

TAL
Docket No: 5748-14
26 June 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

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the Navy, filed enclosure (1) with this Board requesting a change in his RE-4 (Ineligible for reenlistment) reentry code which was issued on 6 August 2004.

2. The Board, consisting of [REDACTED], reviewed Petitioner's allegations of error and injustice on 27 May 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. Although enclosure (1) was not filed in a timely manner, it is in the interest of justice to waive the statute of limitations and review the application on its merits.

TAL

Docket No: 5748-14

c. Petitioner reenlisted on 1 March 2003, after more than 16 years of prior satisfactory service. From 4 February through 7 June 2004, he was the subject of mental health evaluations and treatment for a situational phobia, fear of heights. The health care provider stated in part, that while demonstrating moderate improvement in concurrent symptoms of depression and generalized anxiety, he continues to have significant anxiety related to his fear of heights and occupational impairment due to this phobia. As such he was recommended for an administrative separation.

d. Petitioner was notified of pending administrative separation by reason of convenience of the government due to a condition not a disability. On 6 August 2004, 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 no useful purpose is served by assignment of the reentry code of RE-4, and that the RE-3G code more accurately reflects the circumstances of his service. In view of the above, the Board directs the following corrective action.

RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that on 6 August 2004, he was issued an RE-3G reentry code.

b. That a copy of this Report of Proceedings be filed in 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.



STEVEN J. NEAL
Recorder

TAL

Docket No: 5748-14

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.

A handwritten signature in black ink, appearing to read 'R. J. O'Neill', with a long horizontal flourish extending to the right.

ROBERT J. O'NEILL
Executive Director