



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

JDR
Docket No: 6976-14
5 August 2015

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

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 23 June 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 Marine Corps and began a period of active duty on 17 March 2008. On 2 May 2008, you were counseled and advised that you would receive an entry level performance and conduct discharge for failure to adapt and that you have been assigned a reentry code of RE-3F. On 2 May 2008, you received an uncharacterized entry-level discharge.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your relatively short period of service and desire to change

your separation and reentry codes. The Board also considered and your assertions that you feel you were singled out and that you have matured a lot since then and can be an asset to the Marine Corps. Nevertheless, the Board concluded these factors were not sufficient to warrant a change in your separation and reentry codes given that you were discharged due to a failure to adapt to the military environment. Further, you were notified of your separation process within 180 days of the beginning of your period of active service. Navy regulations authorize an uncharacterized entry level separation if the processing for separation begins within 180 days of entering active duty. With regard to your assertions, the Board could not conclude whether or not you were singled out because there is no evidence in the record, and you provided none, to support the allegation. Finally, be advised, that an RE-3F reentry code may not prohibit reenlistment, but requires that a waiver be obtained from recruiting personnel who are responsible for reviewing the feasibility of satisfying the Marine Corps personnel manning goals by determining whether or not an individual meets the standards for reenlistment. If you wish to reenlist in the Marine Corps, you should contact your nearest recruiting facility. 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