



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

TLG  
Docket No: 7028-14  
18 May 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

Encl: (1) DD Form 149 with attachments  
(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 that her RE-4 reenlistment code, issued on 9 December 2005, be changed.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 15 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 it appears that 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.

TLG

Docket No: 7028-14

c. Petitioner enlisted in the Navy on 8 July 2004, and served without disciplinary incident.

d. In October 2005, Petitioner obtained a divorce and became the primary caretaker for her dependent daughter. After not being able to make childcare arrangements for her daughter, she submitted a request for a hardship discharge. As a result of this action, on 9 December 2005, she was honorably discharged by reason of hardship and assigned an RE-4 reenlistment code.

d. Petitioner's record contains an administrative separation information sheet which reflects that she was to be issued an honorable discharge, a KDB separation program designator (SPD) code, and an RE-3M reenlistment code. However, upon receipt of her Certificate of Release or Discharge from Active Duty (DD Form 214) the reenlistment code was erroneously recorded as 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 believes that the evidence in the record does not support an RE-4 reenlistment code, and to the contrary, clearly reflects that she should have been issued a DD Form 214 that reflects an RE-3M reenlistment code. In this regard, the Board concludes that the record should be corrected to appropriately reflect an RE-3M reenlistment code.

In view of the foregoing, the Board finds the existence of an injustice warranting the following corrective action:

TLG

Docket No: 7028-14

RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that on 9 December 2005, her reenlistment code was RE-3M. It is also directed that she be issued a new DD Form 214 which reflects the foregoing RE-3M reenlistment code.

b. That a copy of this report of proceedings be filed in Petitioner's naval record.

c. That, upon request, the Department of Veterans Affairs be informed that Petitioner's application was received by the Board on 30 May 2014.

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.

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

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.

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

ROBERT J. O'NEILL  
Executive Director