



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

SJN
Docket No: 9721-14
17 October 2014

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

Subj: REVIEW NAVAL RECORD [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 a changes to the reason for her discharge, separation authority "MILPERSMSN 3620200", "LGH" separation code, and RE-4 (not recommended for reentry) reentry code.

2. The Board, consisting of Mr. Ruskin, Ms. Bianchi, and Mr. Vogt, reviewed Petitioner's allegations of error and injustice on 7 October 2014 and, pursuant to its regulations, determined that the limited 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.

c. On 21 January 1988, Petitioner reenlisted in the Navy after six years of honorable service. She served without incident until 20 January 1994, when she was honorably discharged

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at the completion of her obligated service. At that time, her narrative reason for discharge was due to nonretention and she assigned an RE-4 reentry code.

d. Petitioner was authorized "full" separation pay vice "one half" separation pay when discharged on 20 January 1994. Additionally, she should have been assigned a "JBK" (completion of required service) separation code vice the "LGH" (nonretention) separation code.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants partial favorable action. In this regard, the Board concludes that Petitioner should have been assigned and a "JBK" vice "LGH" separation code on 20 January 1994. Additionally, she was properly discharged and assigned the appropriate reentry code due to nonretention vice her assertion of a personality disorder.

RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that on 20 January 1994, she was assigned an "JBK" separation code vice the "LGH" separation code actually assigned on that date.

b. That no further relief be granted.

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

d. That upon request, the Department of Veterans Affairs be informed that Petitioner's application was received on 12 March 2013.

4. 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

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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", written in a cursive style.

ROBERT J. O'NEILL
Executive Director