



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

█
Docket No: 1064-21
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER █
█ XXX XX █ USMC

Ref: (a) 10 U.S.C. § 1552
(b) MCO 1900.16

Encl: (1) DD Form 149 with attachments
(2) Case summary

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting his Certificate of Release or Discharge from Active Duty (DD Form 214) be corrected to reflect a RE-1 reentry code.

2. The Board, consisting of █ and █ reviewed Petitioner's allegations of error and injustice on 9 July 2021 and, pursuant to its regulations, determined the corrective action indicated below should be taken. Documentary material considered by the Board consisted of Petitioner's application together with all material submitted in support thereof, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies, to include the 25 July 2018 guidance from the Under Secretary of Defense for Personnel and Readiness regarding equity, injustice or clemency determinations (Wilkie Memo).

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. Petitioner enlisted in the Marine Corps on 15 October 2013 and served honorably until discharged on 14 March 2020 at the completion of his required active service. At the time of discharge, he was assigned an RE-4 (not recommended for reenlistment) reentry code on his DD Form 214. Prior to his enlistment in the Marine Corps, Petitioner served in the Navy from 17 August 2006 until 15 July 2011, and separated from the Navy with an Honorable characterization of service after the completion of his obligation.

c. On his fitness reports from April 2017 until his detaching fitness report, which ended on 25 February 2020, Petitioner was recommended for promotion and retention by both the

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[REDACTED] XXX XX [REDACTED] USMC

Reporting Senior (RS) and Reviewing Officer (RO) of each report. Further, a review of his record does not contain an Administrative Remarks (Page 11) entry informing him of the assignment of a RE-4 reentry code as required by reference (b) nor any record of misconduct.

d. Petitioner contends the RE-4 on his DD Form 214 is an administrative error. He contends his in-service conduct and performance demonstrates he was entitled to a RE-1 (recommended for reenlistment) reentry code. Further, Petitioner contends there is no documentation in his record which would explain the assignment of a RE-4 reentry code.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes Petitioner's request warrants relief. The Board noted Petitioner's fitness reports which contained the RS and RO promotion and retention recommendations, the absence of the required Page 11 entry, and the absence of misconduct in Petitioner's record. The Board concluded there was no indication in Petitioner's record that he was ineligible for reenlistment and determined the RE-4 reentry code on his DD Form 214 was in error.

RECOMMENDATION:

In view of the above, the Board directs the following corrective action:

Petitioner be issued a Change to Certificate of Release or Discharge from Active Duty (DD Form 215) indicating his reentry code as "RE-1."

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

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.

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.

8/5/2021

[REDACTED]
Executive Director

Signed by: [REDACTED]