



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

█
Docket No: 0483-22

Ref: Signature Date

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

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

Ref: (a) 10 U.S.C. §1552

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 the addition of awards for service during the Vietnam conflict, and a correction to his reenry code on his Armed Forces of the United States Report of Transfer or Discharge (DD Form 214). Enclosure (2) applies
2. The Board, consisting of █, █, and █ reviewed Petitioner's allegations of error and injustice on 14 March 2022, and, pursuant to its regulations, determined the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of his naval service records, and applicable statutes, regulations, 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 review the application on its merits.
 - c. Petitioner enlisted in the Marine Corps and began a period of active duty service on 5 December 1968. A review of his record documents that he arrived in the Republic of Vietnam (RVN) for a combat tour in June 1969 and received multiple awards as a result of his tour.
 - d. On 4 September 1970, Petitioner was honorably discharged from the Marine Corps by reason of early released for college enrollment.

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED],
XXX-XX-[REDACTED] USMC

e. Upon discharged from service, Petitioner was issued an Armed Forces of the United States Report of Transfer or Discharge (DD Form 214) with Block 15 erroneously reflecting a "RE-1B" as reentry code. At the time of his discharge, the reentry code RE-1B did not exist.

f. Petitioner is requesting that his service record (DD Form 214) be corrected to reflect his service in the RVN and the correct reentry code. These errors were discovered as he was trying to apply for VA benefits. Petitioner states that he was honorably discharged from service and became a Senior Special Magistrate at the [REDACTED], and a Judge Pro Tem in [REDACTED].

CONCLUSION:

Upon review and consideration of the evidence of record, the Board determined Petitioner's request warrants relief.

The Board carefully reviewed all the evidence in the Petitioner's service records and determined that Petitioner's DD Form 214 incorrectly reflects a reentry code of "RE-1B" vice "RE-1A." The Board noted that an "RE-1B" code was not in existence during the 1970s.

In regards to Petitioner's request to be issued awards for his service during the Vietnam conflict, the Board determined that Petitioner's record indicates his service in RVN and recommends that a further review for entitlement for such awards be conducted by HQ USMC Military Awards Branch (MMMA).

RECOMMENDATION:

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

Petitioner be issued a Correction to DD Form 214 Armed Forces of the United States Report of Transfer or Discharge (DD Form 215), to indicating the correct reentry code as "RE-1A" vice "RE-1B."

That MMMA conduct a full review of Petitioner's awards entitlements.

No further changes be made to Petitioner's record.

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED],
XXX-XX-[REDACTED] USMC

corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

3/30/2022

[REDACTED]

Executive Director

Signed by: [REDACTED]