



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

█  
Docket No: 1005-22

Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER █  
(PRESENTLY █) XXX-XX-█ USMC

Ref: (a) 10 U.S.C. 1552

Encl: (1) DD Form 149  
(2) Case summary  
(3) Naval record (excerpts)

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 adjustment to the reenry code listed on his Certificate of Release or Discharge from Active Duty (DD Form 214) to allow him to reenlist.

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 25 February 2022, 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, relevant portions of his naval service 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 review the application on its merits.

c. Petitioner enlisted in the Marine Corps and began a period of active duty on 8 January 2018.

d. On 8 June 2018, Petitioner was counseled regarding his █ which interfered with his ability to perform his duties.

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e. On 13 September 2018, Petitioner was diagnosed with a [REDACTED] and notified he would be recommended for administrative separation because his [REDACTED] was managed without resolution.

f. On 25 September 2018, Petitioner was notified of the initiation of administrative separation proceedings by reason of convenience of the government due to a condition-not a disability.

g. The record contains a handwritten statement in which the Petitioner expressed his desire to return to the Marine Corps. In it he states that he was informed he may return to the Marine Corps once his [REDACTED] heals.

h. On 1 October 2018, Petitioner's commanding officer recommended his discharge. On 2 October 2018, the separation authority approved and directed Petitioner's discharge. On 12 October 2018, Petitioner was discharge with an honorable character of service, by reason of a condition, not a disability, and issued a RE-3P reentry code.

i. Petitioner contends he was told if he gets medical documentation of fitness from his civilian medical provider, he would be able to reenlist. Petitioner provided a copy of his DD Form 214, and a letter by a physician's assistant dated 8 December 2021, which states Petitioner's [REDACTED] was examined and he has no physical limitations or restrictions.

#### CONCLUSION:

Upon review and consideration of all the evidence of record, the Board determined the Petitioner's request warranted relief. The Board relied heavily on Petitioner's supporting evidence. The Board determined sufficient time has passed for Petitioner's injury to heal and Petitioner provided supporting evidence that reflects he no longer suffers from the ankle injury that resulted in his administrative separation. As a result of the foregoing, the Board determined a change to Petitioner's reentry code is justified. The Board determined Petitioner's reentry code should be adjusted from "RE-3P" to "RE-1A."

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

#### RECOMMENDATION:

Petitioner be issued a Correction to DD Form 214, Certificate of Release or Discharge from Active Duty (DD Form 215), to indicate he has a "RE-1A" reenlistment code.

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.

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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.

3/11/2022

[REDACTED]

Executive Director

Signed by: [REDACTED]