



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

██████████
Docket No: 5485-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER ██████████
██████████ 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 that his naval record be corrected to reflect he received a RE-3 reentry code. Enclosures (1) through (3) apply.

2. The Board, consisting of ██████████, and ██████████, reviewed Petitioner's allegations of error and injustice on 24 August 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 completed an honorable period of required active service in the United States Marine Corps Reserves (USMCR), from 3 January 2012 to 23 June 2012. Petitioner subsequently entered inactive service completed satisfactory inactive duty training (IDT) until his discharge. Petitioner's record indicates he was discharged on 15 August 2016 by reason of physical disability.

d. Petitioner's Individual Separation Record in the Marine Corps Total Force Tracking System (MCTFS) lists a separation code of JFR3, and it erroneously reflects he was issued a

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED]

[REDACTED] USMC

reentry code of 00. MCTFS fails to note Petitioner's character of service, narrative reason for separation, and separation authority.

e. Petitioner contends he has been medically cleared by civilian physicians to reenlist, but his current reentry code has prevented him from reentry into the armed forces. Petitioner provides excerpts from his OMPF, and two character references in support of his request.

f. Petitioner's record is incomplete, in that it does not contain all of the documents pertinent to the separation. However, whenever official records are incomplete or unavailable, unless there is substantial credible evidence to rebut the presumption, the Board can presume a regularity in the conduct of the government affairs. Per the Marine Corps Separation and Retirement Manual, an RE-3P reentry code is assigned when the Marine is discharge by reason of physical disability. A service record book entry is required stating the reason for assignment that must be signed by the individual Marine.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board concludes there is an error in Petitioner's record, therefore, his request for correction warrants favorable action. The Board notes that based on Petitioner's discharge for physical disability, his record should reflect a RE-3P reentry code and the associated separation authority. In this regard, the Board found Petitioner's request warrants relief.

In addition, based on Petitioner's satisfactory service in the USMCR, the Board determined he is also entitled to an Honorable characterization of service.

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

RECOMMENDATION

That Petitioner's record, including MCTFS, be corrected to reflect he was discharged on 15 August 2016 with an Honorable character of service, for Physical Disability, with a reenlistment code of "RE-3P," and a MARCORSEPMAN Par 8402 separation authority.

That Headquarters Marine Corps (HQMC) issue a letter to Petitioner documenting the aforementioned corrections.

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED]
[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.

9/14/2022

[REDACTED]

Executive Director

[REDACTED]