

DEPARTMENT OF THE NAVY

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

> Docket No. 0790-23 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

(b) USECDEF Memo, "Guidance to Military Discharge Review Boards and Boards for Correction of Military/Naval Records Regarding Equity, Injustice, or Clemency Determinations," of 25 July 2018

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 a change of his reenlistment code from "RE-3P" to "RE-1A."
- 2. The Board, consisting of and and and pursuant, reviewed Petitioner's allegations of error and injustice on 8 February 2023 and, pursuant to its regulations, determined that 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 reference (b).
- 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 and began a period of active duty on 12 February 2018.
- c. On 11 February 2022, at the completion of Petitioner's required active service, he was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) that annotated his characterization of service as Honorable and assigned a reenlistment code of "RE-3P."
- d. Petitioner contends that he is now within height and weight standards for reenlistment to "active reserve."

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e. The Board noted Petitioner provided supporting documentation in the form of excerpts from his official military personnel file (OMPF).

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that, given the totality of his circumstances, Petitioner's request merits relief.

After careful consideration, the Board considered the fact Petitioner did not possess any disciplinary infraction in his four years of active service. Therefore, the Board determined that the record should be changed to reflect a more favorable reenlistment code. Based on the foregoing, the Board concludes that no useful purpose is served by having Petitioner's reenlistment code reflect as "RE-3P" and changing the reenlistment code to "RE-1A" is in the interests of justice.

RECOMMENDATION:

In view of the foregoing, the Board finds the existence of an injustice warranting the following corrective action:

That Petitioner be issued a DD Form 215 indicating that on 11 February 2022, Petitioner's reenlistment code reflected as "RE-1A."

That no further changes be made to Petitioner's record.

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 Regulations, 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.

