

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 14 March 2025

DOCKET NUMBER: AR20240008230

APPLICANT REQUESTS: Reconsideration of his previous request for a more favorable reentry (RE) code.

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:

- Online comments in the Narrative Section of ACTs.
- Medical Waiver Request
- Doctor's Progress Notes (1 page)

FACTS:

1. Incorporated herein by reference are military records that were summarized in the previous consideration of the applicant's case by the Army Board for Correction of Military Records (ABCMR) in Docket Number AR20190003344 on 23 December 2020.

2. As a new argument, the applicant states:

a. He now has supporting documents that were not previously submitted. To summarize, he was discharged under Army Regulation (AR) 635-200 (Active Duty Enlisted Administrative Separations), paragraph 5-17, and he believes this was unjust as he has never been diagnosed with any physical or mental conditions that would hinder his job performance. He has explored all avenues to reenlist, including seeking a waiver, but has been unsuccessful. He has also reached out to his Congressman, [REDACTED] for assistance.

b. Since his discharge, he has served as a Department of Defense contractor on multiple deployments, including Afghanistan from late 2020 to May 2021. Currently, he is on a contract in Israel. His job performance proves that he is fit for duty, which supports his request to reevaluate his reenlistment code. He is willing to serve in the Reserve or Guard if necessary, with the ultimate goal of returning to active duty.

3. The applicant provides:

a. A Medical Waiver Request, approved on 25 September 2019, which states the applicant is trying to deploy to Afghanistan with Triple Canopy to work as a static security guard. He has a history of Chronic Adjustment Disorder with a 0 percent rating. The contract deploys through Ft. Bliss who has been requiring anyone with a mental health diagnosis have a waiver in place. He meets requirements to deploy.

b. A partial page (showing 3 questions) of a Doctor's Progress Notes, dated 26 November 2014. The psychiatrist asked the following:

- Tried hard not to think about it or went out of your way to avoid situations that remind you of it? No
- Were constantly on guard, watchful, or easily startled? No
- Felt numb or detached from others, activities, or your surroundings? No

4. On 23 April 2013, the applicant enlisted into the Regular Army.

5. His available record is void of a separation package for review of the circumstances of his discharge. However, his DD Form 214 (Certificate of Release or Discharge from Active Duty) shows he was honorably discharged on 18 March 2014. It also shows in:

- Block 25 (Separation Authority) – "AR 635-200, PARA 5-17"
- Block 26 (Separation Code) - "JFV"
- Block 27 (Reentry Code) - "3"
- Block 28 (Narrative Reason for Separation) – "Condition, Not A Disability"

6. On 23 December 2020, the applicant petitioned the ABCMR for a more favorable RE code. After careful consideration, the Board concluded there was insufficient evidence of an error or injustice which would warrant a change to the applicant's RE code. Accordingly, his request for relief was denied.

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board found that relief was not warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition and executed a comprehensive review based on law, policy, and regulation. the Board concluded that the previously issued RE code 3 and the applicant's discharge under Army Regulation 635-200, Paragraph 5-17 were in accordance with applicable regulations and policies. There is no new evidence that substantiates a claim of error or injustice. The applicant has failed to demonstrate that a change to his RE code is warranted.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:XX	:XX	:XX	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

The evidence presented does not demonstrate the existence of a probable error or injustice. Therefore, the Board determined the overall merits of this case are insufficient as a basis for amendment of the ABCMR decision rendered in Docket Number AR20190003344 on 23 December 2020.

X //SIGNED//

CHAIRPERSON

I certify that herein is recorded the true and complete record of the proceedings of the Army Board for Correction of Military Records in this case.

REFERENCES:

1. Army Regulation 601-210 (Active and Reserve Components Enlistment Program) covers eligibility criteria, policies, and procedures for enlistment and processing into the RA and the USAR.

a. Paragraph 3–20 (U.S. Army RE Eligibility Codes), states verification of prior service (PS) RE codes will be requested from agencies listed in paragraph 3–19. The following RE codes (see tables 3–1 through 3–4) are used for administrative purposes only. Applicants should be advised that these codes are not to be considered derogatory in nature; they simply are codes used for ID of an enlistment processing procedure.

b. Paragraph 3–23 (Correction of Army RE eligibility codes), states Army Prior Service personnel will be advised that RE codes may be changed only if they are determined to be administratively incorrect. Applicants who have corrected RE codes will be processed for a waiver at their request if otherwise qualified and waiver is authorized. No requirement to change RE code exists to qualify for enlistment. Only when there is evidence to support an incorrect RE code or when there is an administrative error will an applicant be advised to request a correction. Do not advise applicants to contact the Discharge Review Board or the Army Board for Correction of Military Records when applicant is eligible to request a waiver.

c. Table 3–1 U.S. Army RE eligibility codes definition, shows:

(1) RE–1 Applies to: Person completing his or her term of active service who is considered qualified to reenter the U.S. Army. Eligibility: Qualified for enlistment if all other criteria are met.

(2) RE–3 Applies to: Person who is not considered fully qualified for reentry or continuous service at time of separation, but disqualification is waiverable. Eligibility: Ineligible unless a waiver is granted.

2. Army Regulation 635–5–1 (Separation Program Designator (SPD) Codes), prescribes the specific authorities (regulatory or other directives), reasons for separating soldiers from active duty, and the separation program designator (SPD) codes to be entered on DD Form 214. Paragraph 2–4 (Rules for reenlistment eligibility code usage), states:

a. The RE code is determined by the separation authority and reason for separation, not the character of separation.

b. RE codes are placed on military discharge documents and determine whether or not one may reenlist or enlist in a Military Service at a later time. RE codes should be used in relation to the reason for separation for enlisted personnel per AR 601–210. Officers do not have RE codes and reentry/future appointments are determined by HRC during the reappointment process. The separation authority should indicate the proper RE code on the separation decision.

//NOTHING FOLLOWS//