

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 9 April 2025

DOCKET NUMBER: AR20240008843

APPLICANT REQUESTS: correction of block 27 (Reentry (RE) Code) on his DD Form 214 (Certificate of Release or Discharge from Active Duty) for the period ending 1 November 2015

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

- DD Form 149 (Application for Correction of Military Record)
- Recommendations for Continued Service
- Bachelor of Science Diploma
- Education Certificate

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code, section 1552(b); however, the Army Board for Correction of Military Records (ABCMR) conducted a substantive review of this case and determined it is in the interest of justice to excuse the applicant's failure to timely file.
2. The applicant states upon his discharge he received an RE code 4 due to the Qualitative Management Program (QMP) board decision. In fiscal year 2018, the Army started assigning RE code 3 to QMP separations. He is requesting to have his RE code corrected to read RE 3 to allow his enlistment in the reserve component to complete his military service to retirement. His service was cut short due to a period of his life when he made a poor decision. He has been an exemplary citizen since that day with no law enforcement involvement. The incident that led to the QMP decision was based on mental health factors that were not being addressed properly. Since that time, he has graduated with honors with a Bachelors Degree. He teaches school and has the highest student achievement scores in the state of Florida.
3. The applicant provides two letters of recommendation for continued service from senior noncommissioned officers, his Bachelor of Science diploma, and education certificate.

4. The applicant's service record shows he enlisted in the Regular Army on 24 May 2006.

a. On 27 November 2013, he received a General Officer Memorandum of Reprimand (GOMOR) for driving under the influence of alcohol on 15 September 2013. On 25 January 2014, the GOMOR issuing authority ordered the GOMOR be filed in his Official Military Personnel File.

b. On 16 April 2015, he completed a statement of options, QMP stating he had 18 or more, but less than 20 years, of qualifying service for a non-regular retirement on 1 November 2015. He is entitled to extend his enlistment a sufficient period to attain non-regular retirement eligibility. He would request relief from active duty with concurrent transfer to the Retired Reserve not later than 30 days prior to attaining 20 years of qualifying service for a non-regular retirement.

c. On 7 July 2015, he completed a second statement of options, QMP stating he would not submit an appeal. He understands he will be involuntarily discharged on 1 November 2015 without entitlement to a hearing by a local separation board. On 1 November 2015, he was honorably discharged for non-retention on active duty. His separation code was JGH and his RE code was 4.

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, 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 and standard review based on law, policy and regulation. Upon review of the applicant's petition and available military records, the Board determined the evidence of record shows the applicant received a GOMOR for DUI which upon review of his record resulted in QMP. The governing regulation prescribes a RE Code 4 that correlates with the separation authority for non-retention on active duty. The Board found no error or injustice in the assigned reentry code at the time of the applicant's release from active duty.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
XXX	XXX	XXX	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 correction of the records of the individual concerned.

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. Title 10, U.S. Code, section 1552(b), provides that applications for correction of military records must be filed within 3 years after discovery of the alleged error or injustice. This provision of law also allows the ABCMR to excuse an applicant's failure to timely file within the 3-year statute of limitations if the ABCMR determines it would be in the interest of justice to do so.
2. Army Regulation 635-5 (Separation Program Designator (SPD)/RE Codes Cross Reference, in effect at the time, determines Regular Army and U.S. Army Reserve reenlistment eligibility and provides regulatory guidance on RE Codes. It states, enter RE

code 4 when Soldiers are discharged for any reason with 18 more years of active duty service and discharged under QMP.

3. Army Regulation 635-5-1 (SPD) Codes, 2 March 2022, implements the specific authorities and reasons for separation Soldiers from active duty. Also it prescribes when to enter SPD codes on the DD Form 214. It states Soldiers separated as a result of QMP will receive an RE 3 code.

4. Army Regulation 601-210 (Regular Army and Army Reserve Enlistment Program) covers eligibility criteria, policies, and procedures for enlistment and processing into the Regular Army, U.S. Army Reserve, and Army National Guard. Table 3-1 provides a list of RE codes.

- RE code "1" applies to Soldiers completing their term of active service, who are considered qualified for enlistment if all other criteria are met
- RE code "2" is no longer in use but applied to Soldiers separated for the convenience of the government, when reenlistment is not contemplated, who are fully qualified for enlistment/reenlistment
- RE code "3" applies to Soldiers who are not considered fully qualified for reentry or continuous service at time of separation, whose disqualification is waivable – they are ineligible unless a waiver is granted
- RE code "4" applies to Soldiers separated from last period of service with a non-waivable disqualification

5. Army Regulation 635-200 sets forth the basic authority for the separation of enlisted personnel.

a. Paragraph 3-7a provides that an honorable discharge is a separation with honor and entitles the recipient to benefits provided by law. The honorable characterization is appropriate when the quality of the member's service generally has met the standards of acceptable conduct and performance of duty for Army personnel or is otherwise so meritorious that any other characterization would be clearly inappropriate.

b. Chapter 4 provides a Soldier will be separated upon expiration of enlistment or fulfillment of service obligation.

c. Chapter 19 contains policies and procedures for voluntary and involuntary separation, for the convenience of the Government, of Regular Army NCOs and U.S. Army Reserve NCOs serving in Active Guard Reserve status, under the QMP. The service of a Soldier discharged under this chapter will be characterized as honorable.

(1) NCOs whose performance, conduct, and/or potential for advancement do not meet Army standards, as determined by the approved recommendations of HQDA

centralized selection boards responsible for QMP screening, will be denied continued service.

(2) The QMP is not intended as a substitute, and does not relieve commanders of the responsibility, for initiation of separation proceedings under other provisions of this regulation when required or appropriate.

(3) Unless another basis of separation exists, Soldiers with less than 120 days to Expiration Term of Service (ETS) at the time of decision not to appeal, or denial of appeal, will not be discharged prior to ETS. Soldiers in this category will be discharged at ETS under the provisions of chapter 4.

//NOTHING FOLLOWS//