



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

TRG
Docket No: 5517-01
15 November 2001

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 14 November 2001. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

You enlisted in the Navy on 29 June 1984 at age 19. The record shows that you received nonjudicial punishment on two occasions and were convicted by a summary court-martial. Your offenses were drunk driving, destruction of government property, and damaging two private vehicles by throwing items out of a barracks window. You were released from active duty on 13 May 1988 with your service characterized as honorable. At that time, you acknowledged that you were not recommended for reenlistment and were assigned an RE-4 reenlistment code. Subsequently, you were issued an honorable discharge at the end of your military obligation.

In your application you state that you are a member of the National Guard and desire a change in the reenlistment code so you can enter active duty in the Army.

The Board concluded that the three disciplinary actions were sufficient to support the assignment of the RE-4 reenlistment code, and a change in that code was not warranted. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director