



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

TRG
Docket No: 2529-02
23 August 2002

[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 20 August 2002. 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 18 August 1986 for four years at age 18. You then served without incident for more than two years. During this period on 22 November 1988 you began Hospital Corpsman Class A School. On 28 February 1989 you received nonjudicial punishment for failing to go to your appointed place of duty. You graduated from Class A school on 3 March 1989. About six weeks later, on 16 April 1989, you were advanced to hospitalman (HN; E-3). In the performance evaluation for the period 1 February to 17 August 1990 you were assigned marks of 4.0 in every category and were recommended for reenlistment. You were released from active duty on 17 August 1990 as an HN with your service characterized as honorable. At that time, you were assigned an RE-3R reenlistment code. Subsequently, you were issued an honorable discharge at the expiration of your military obligation.

Regulations require the assignment of an RE-3R when an individual is recommended for reenlistment but has not met the professional growth requirement to at least pass an advancement examination for petty officer third class (HM3; E-4). The Board noted that you were not advanced to HN until 16 April 1989, which did not

allow you much time to be advanced to HM3 prior to your release from active duty. An RE-3R reenlistment code is not considered to be derogatory and means that you are recommended for a probationary reenlistment during which you must advance to petty officer to be eligible for further service. Since you have been treated no differently than others in your situation, the Board could not find an error or injustice in the assignment of the RE-3R reenlistment code.

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