



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

TRG
Docket No: 6673-01
13 February 2001

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF [REDACTED]

Ref: (a) Title 10 U.S.C. 1552
(b) BUPERSINST 1900.8

Encl: (1) Case Summary
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the Naval Reserve filed an application with this Board requesting a change in the RE-4 reenlistment code issued to her on 14 January 1997.

2. The Board, consisting of Mr. Brezna, Mr. Pfeiffer and Ms. Hare, reviewed Petitioner's allegations of error and injustice on 5 February 2002 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

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. Although it appears that Petitioner's application was not filed in a timely manner, it is in the interest of justice to waive the statute of limitations and review the application on its merits.

c. Petitioner enlisted in the Naval Reserve on 3 February 1994 at age 18 and reported for three years of active duty on 25 April 1994. Although her record is incomplete, the available record shows that in the performance evaluation for the period ending 25 January 1996, she was assigned a marginal marks of 2.0 in military bearing. However, she was assigned satisfactory marks of 3.0 in three categories and excellent marks of 4.0 in two other categories, and was recommended for promotion and retention in the Navy. There are no further entries in the record. The DD Form 214 shows that she was honorably discharged

on 14 January 1997 by reason of "physical standards", separation program designator (SPD) of "JFT" and assigned an RE-4 reenlistment code.

d. As indicated, there is no explanation in the record to show why Petitioner was discharged because of her failure to meet physical standards. However, her separation physical indicates that she was 67" tall and weighed 198 pounds. Weight problems could explain the marginal mark of 2.0 in military bearing.

e. Reference (b) states that individuals separated with an SPD of JFT may be assigned reenlistment code of RE-3F, RE-3T or RE-4. An RE-3F reenlistment code is assigned when an individual has failed the physical readiness test and an RE-3T reenlistment code is assigned when an individual is discharged because of obesity.

CONCLUSION:

Upon review and consideration of all the evidence of record the Board concludes that Petitioner's request warrants favorable action. The Board notes that the separation physical entry concerning her weight provides the only information concerning the possible reason for her discharge. Since her performance of duty was satisfactory and it appears that a weight problem was the reason for discharge, the Board concludes that no useful purpose is now served by the RE-4 reenlistment code and it should now be changed to the less restrictive RE-3T reenlistment code. This code will alert recruiters that there is a problem which must be resolved before enlistment can be authorized, but will not preclude consideration for an enlistment waiver.

The Board further concludes that this Report of Proceedings should be filed in Petitioner's naval record so that all future reviewers will understand the reason for the change in the reenlistment code.

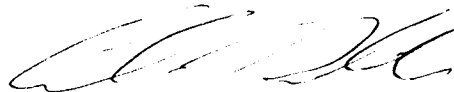
RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that on 14 January 1997 she was assigned an RE-3T reenlistment code vice the RE-4 reenlistment code now of record.

b. That this Report of Proceedings be filed in Petitioner's naval record.

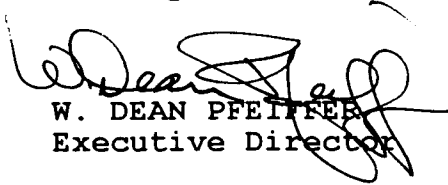
4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder



ALAN E. GOLDSMITH
Acting Recorder

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.



W. DEAN PFEIFFER
Executive Director