



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

SJN
Docket No: 02431-13
26 February 2014

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10, 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 25 February 2014. The names and votes of the members of the panel will be furnished upon request. 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.

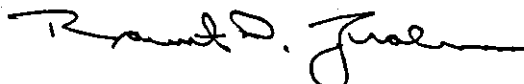
After careful and conscientious consideration of the entire record, the Board found the evidence submitted was insufficient to establish the existence of probable material error or injustice.

You enlisted in the Marine Corps and began a period of active duty on 28 April 1992. The Board found that on 2 February 1995, a Physical Evaluation Board found you unfit for duty due to patella femoral syndrome of your right knee. On 1 April 1995, you were honorably discharged by reason of convenience of the government due to a physical disability. At that time you were assigned an RE-3P reentry code. In this regard, you were assigned the most favorable reentry code based on your circumstances. The RE-3P reentry code may not prohibit reenlistment, but requires that a waiver be obtained from recruiting personnel who are responsible for reviewing the feasibility of satisfying the Marine Corps' personnel manning goals by determining whether or not an individual meets the standards for reenlistment. If you wish to reenlist, re-affiliate, or be reinstated in the Marine Corps or any other military service, you should contact their Recruiting Command via your nearest recruiting facility.

The Board, in its review of your record and application, carefully weighed all potentially mitigating factors, such as your record of service, post service accomplishments, desire to change your RE-3P reentry code, and medical diagnosis of 12 February 2013. Nevertheless, the Board concluded these factors were not sufficient to warrant such change given your diagnosed medical condition that rendered you incapable of continued service. Finally, Marines discharged by reason of a physical disability are routinely assigned an RE-3P reentry code. Again, you were assigned the appropriate reentry code for your situation. Accordingly, your application has been denied.

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,



ROBERT D. ZSALMAN
Acting Executive Director