



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

[REDACTED]
Docket No: 6551-16
SEP 12 2017

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

Subj: REVIEW OF NAVAL RECORD OF FORMER [REDACTED]
[REDACTED]

Ref: (a) 10 U.S.C. §1552

Encl: (1) DD Form 149 (NR20160006551)
(2) Case summary

1. Pursuant to the provisions of reference (a), Petitioner, a former third class petty officer in the Navy, filed enclosure (1) with this Board requesting a change to his Certificate of Release or Discharge from Active Duty (DD 214), to correct the reenlistment (RE) code of RE-4 to RE-1.

2. The Board, consisting of [REDACTED], reviewed Petitioner's allegations of error and injustice on 26 June 2016, 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 enclosure (1) was not filed in a timely manner, it is in the interest of justice to review the application on its merits.

c. Petitioner enlisted in the Navy on 13 June 2001, and served honorably until his discharge on 12 June 2006, after completing his required active service. Petitioner served without disciplinary incident and earned an Honorable characterization of service.

d. Petitioner's DD 214 reflects that Petitioner received an RE-4 code upon discharge.

e. A review of Petitioner's evaluation for the period of 16 June 2004 through 15 June 2005, indicates Petitioner received a "Must Promote," was recommended for retention, and received a 3.83 marking. His final evaluation for the period of 16 June 2005 to 12 June 2006, indicates

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[REDACTED] USN, [REDACTED]

Petitioner received an "Early Promote," was recommended for retention, and received a 3.86 marking.

f. Petitioner requests a change to his RE-4 code to reflect an RE-1, and asserts that the RE-4 was a typographical error.

g. The Board, in its review of Petitioner's entire record and application, carefully weighed all potentially mitigating factors, such as Petitioner's honorable service for five years, his performance marks reflected in his final evaluations, and the lack of adverse information or administrative records pertaining to the issuance of an RE-4.

h. The Board considered that lack of documentation in Petitioner's service record to justify the current RE code and noted the information provided by the Petitioner in support of his application for correction, and concluded that a change to the RE-4 code is warranted on the basis of error.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants full relief.

In this regard, the Board notes Petitioner's service record does not contain documentation supporting the issuance of the RE-4. In view of the above, the Board directs the following corrective action.

RECOMMENDATION:

That Petitioner's naval record be corrected to reflect that on 12 June 2006, Petitioner was discharged from the Navy with an Honorable characterization of service, and an RE-1 code.

That Petitioner be issued a DD Form 215 reflecting an RE-1 in block 27 (Reentry Code.)

That a copy of this report of proceedings be filed in Petitioner's naval record.

That, upon request, the Department of Veterans Affairs be informed that Petitioner's application was received by the Board on 26 July 2016.

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.

[REDACTED]
Recorder

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[REDACTED] USN [REDACTED]

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 Regulation, 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.

[REDACTED]
Executive Director