



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

[REDACTED]
Docket No: 6752-16
OCT 20 2017

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

Subj: REVIEW OF NAVAL RECORD OF FORMER [REDACTED] USMC,
XXX-XX [REDACTED]

Ref: (a) 10 U.S.C. 1552

Encl: (1) DD Form 149 (NR20160006752)
(2) Case summary

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the Marine Corps, filed enclosure (1) with this Board requesting correction to Certificate of Release or Discharge from Active Duty (DD Form 214), specifically to change his reentry (RE) code of RE-2A to RE-1A on the basis of error. Enclosure (2) applies.
2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 31 July 2017, 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, relevant portions of 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. Enclosure (1) was filed in a timely manner, and it is in the interest of justice to review the application on its merits.
 - c. Petitioner enlisted in the Marine Corps and began a period of active duty on 14 February 2005. His original end of active service (EAS) was 25 September 2016.
 - d. Prior to his EAS, he applied for early release from his enlisted service contract under the Voluntary Enlisted Early Release Program (VEERP). He was approved and his EAS was adjusted to 1 July 2016. Petitioner received no monetary compensation under VEERP.
 - e. Petitioner states that he planned to affiliate with a reserve unit and continue his military service until he was retirement eligible. To facilitate a seamless transition from active duty to

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the reserve component, Petitioner submitted a Direct Affiliation Package (DAP) while he was still on active duty; the DAP was dated 14 March 2016.

f. In anticipation of his discharge, Petitioner signed a preliminary DD Form 214 on 7 May 2016. It indicates an honorable characterization of service, separation code KBK2, and reentry code RE-1A. Subsequently, Petitioner began terminal leave and moved to [REDACTED]

g. Petitioner provided the Board a Correction to DD Form 214, Certificate of Release or Discharge From Active Duty (DD Form 215) dated 8 July 2016. The DD Form 215 changed his separation code to KCC1 and his reentry code to RE-2A.

h. Petitioner states that he contacted the Admin Shop that issued his DD Form 214 to determine why his RE code was change to an RE-2A and separation code changed to KCC1. He was told that the Admin Shop was unaware of his intention to affiliate with the Reserves and that it was unaware of the DAP that he submitted prior to his discharge from active duty.

i. Petitioner states that the RE-2A precludes him from affiliating with the Marine Corps Reserve and requests correction to his record so that he may continue his service.

j. The Board considered Petitioner's contentions and determined that Petitioner's record should be corrected as a matter of justice. The Board noted that the DAP was submitted prior to Petitioner's discharge, that the preliminary DD Form 214 that Petitioner signed while he was on terminal leave indicated that Petitioner would receive an RE-1A and a separation code of KBK2 upon discharge. The Board concluded that regardless of the request under VEERP, Petitioner was under the impression that he would receive an RE-1A and a KBK2, and that would be able to affiliate in the Reserves without impediment. Furthermore, Petitioner expressed and acted on his intent to affiliate with the Reserves prior to his release from active duty, as evidenced by the DAP.

k. The Board, in its review of Petitioner's entire record and application, carefully weighed all potentially mitigating factors, such as Petitioner's submission of the DAP, his desire to continue his military service, and the preliminary DD 214 that he signed in May of 2016. The Board determined that Petitioner is entitled to corrective action to both his RE code and his separation code.

CONCLUSION:

Upon review and consideration of all the evidence of record, and especially in light of Petitioner's DAP and his signature on the preliminary DD 214 in May 2016, the Board concludes that Petitioner's request warrants full relief.

In this regard, the Board notes Petitioner's overall record of military service and his desire to continue his military service, and concludes that that relief in the form of a change to Petitioner's separation and reentry code are warranted.

In view of the above, the Board directs the following corrective action:

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RECOMMENDATION:

That Petitioner's naval record be corrected to show that on 1 July 2016, he received an RE-1A reentry code and a KBK2 separation code.

That Petitioner be a final DD Form 214.

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 1 August 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

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