



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

█  
Docket No. 5102-24  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER █, █, USN

Ref: (a) 10 U.S.C. § 1552  
(b) USECDEF Memo of 25 Jul 18 (Wilkie Memo)

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

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting his record be corrected to upgrade his separation code and that his reenlistment code be changed. Enclosures (1) and (2) apply.

2. The Board consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 23 October 2024 and, pursuant to its regulations, determined the corrective action indicated below should be taken. Documentary material considered by the Board consisted of Petitioner's application together with all material submitted in support thereof, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies, to include the 25 July 2018 guidance from the Under Secretary of Defense for Personnel and Readiness regarding equity, injustice or clemency determinations (Wilkie Memo).

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 and began a period of active duty on 9 May 2006. On 9 July 2006, Petitioner was admitted for an evaluation after reporting symptoms of depression and anxiety. Ultimately, Petitioner was diagnosed with a lifelong reactive depression and personality disorder and recommended administrative separation. Consequently, Petitioner was notified of the initiation of administrative separation proceedings by reason of convenience of

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[REDACTED], USN

the government due to erroneous enlistment. Petitioner waived his right to consult with counsel or to submit a written statement. Petitioner's commanding officer recommended an uncharacterized entry level separation. Ultimately, on 14 July 2006, Petitioner was separated from the Navy with an uncharacterized entry level separation characterization of service for erroneous entry and assigned a reenlistment code of RE-4.

d. Petitioner contends he sought an early discharge for family reasons and was discharged without being informed of the basis for his separation. He also points out the lack of any discipline incidents during his service. Petitioner is requesting a change to his separation and reentry code in order to be eligible for reenlistment. In addition, Petitioner checked the "Other Mental Health" box on his application but chose not to respond to the Board's request for supporting evidence of his claim.

#### CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes Petitioner's request warrants partial relief. Specifically, purely as a matter of equity, the Board determined Petitioner's reentry code should be changed to "RE-3E." The Board considered that Petitioner was discharged based on his preexisting conditions that made him unsuitable for military service at that time. While the Board made no determinations regarding his current suitability for military service, they concluded it was in the interests of justice to change Petitioner's reentry code to one that would allow him to obtain a medical waiver for military service, should the cognizant military service determine one is warranted based on the needs of the service.

Regarding Petitioner's request to change his separation code, the Board determined Petitioner's narrative reason for separation was supported by the medical evidence in his record and, therefore, his separation code remains correct. Even in light of the Wilkie Memo and reviewing the record holistically, the Board did not find evidence of an error or injustice that warrants granting Petitioner any additional relief or granting additional relief as a matter of clemency or equity.

#### RECOMMENDATION:

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

That Petitioner be issued a Correction to DD Form 214, Certificate of Release or Discharge from Active Duty (DD Form 215), for the period ending 14 July 2006, indicating that Petitioner's reentry code was "RE-3E."

No further changes be made to Petitioner's record.

That a copy of 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.

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[REDACTED], USN

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.

11/27/2024

