



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE RD
ARLINGTON, VA 22204

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Docket No. 11808-25
Ref: Signature Date

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Dear Petitioner:

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

Although you did not file your application in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your application on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 9 February 2026. The names and votes of the panel members 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 the Board. Documentary material considered by the Board consisted of your application together with all material submitted in support thereof, relevant portions of your 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).

The following is the relevant factual background of your case based upon review of your naval record and/or the matters provided with your application:

1. You enlisted in the Navy and began a period of active duty on 11 July 1983. During your pre-enlistment medical screening, you disclosed that you were allergic to penicillin.
2. On 3 August 1983, within the first month of your active-duty service, you were stung multiple times by bees, had an allergic reaction, and were treated by Medical with intravenous fluids and epinephrine. You were diagnosed with Hypersensitivity to Bee Sting and Fire Ants, Symptomatic, EPTE (Existed Prior to Entry).
3. On 28 September 1983, a medical board reviewed your diagnosis and issued a report finding that you did not meet the minimum standards for enlistment due to your diagnosed condition which was determined to be a preexisting disqualifying medical condition. The Medical Board recommended that you be discharged from the Naval service by reason of erroneous enlistment.

4. On 5 October 1983, you were separated from the Navy with an Entry Level Separation (ELS). Your Certificate of Release or Discharge from Active Duty (DD Form 214) reflects a Narrative Reason for Separation of “Defective Enlistments and Inductions -Erroneous Enlistment,” a Separation Authority of “MILPERSMAN 3620280,” separation code of “JFC,” and a reentry code of RE-3E.

After careful review, the Board reached the following conclusions and denied your application for relief.

The Board initially concluded you were appropriately processed for administrative separation based on your medical board report. While the Board carefully considered your contention for mitigation, the Board noted you provided no evidence to dispute the medical findings in your case. Therefore, the Board determined the presumption of regularity applies to the finding that you were appropriately processed for erroneous enlistment and issued an uncharacterized entry-level separation based on your active duty service time.

The Board also considered the totality of the circumstances to determine whether equitable relief was warranted in the interests of justice in accordance with the Wilkie Memo. In this regard, the Board considered, amongst other factors, your contentions, the totality of your service, your need for veterans’ benefits, the negative effect your discharge has had on your life, your advanced age, and the passage of time since your discharge.

The Board found that the mitigating factors were not nearly sufficient to justify any equitable relief. Specifically, the Board concluded that your Narrative Reason for Separation of “Defective Enlistments and Inductions- Erroneous Enlistment” with a Separation Authority of MILPERSMAN 3620280 remains appropriate. While the Board understands your desire for veterans’ benefits, absent a material error or injustice, the Board declined to summarily change the reason for a discharge solely for the purpose of facilitating veterans’ benefits, or enhancing educational or employment opportunities. While the Board considered your age and possible need for benefits to address your health concerns, they determined the circumstances of your case mirrors thousands of other former service members who were similarly discharged for preexisting disqualifying medical conditions at the outset of their enlistments. Therefore, absent evidence that the circumstances in your case are uniquely unjust, the Board was unwilling to change your reason for separation that was determined to be issued in accordance with applicable regulations.

Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or 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,

2/26/2026

