



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

JRE
Docket No: 6462-03
12 September 2003

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

Subj: FORMER [REDACTED]
REVIEW OF NAVAL RECORD

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

Encl: (1) DD Form 149
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that his naval record be corrected to show that he was assigned a more favorable reentry code.
2. The Board, consisting of Mses. Gilbert and Nofziger and Mr. Grover, reviewed Petitioner's allegations of error and injustice on 5 September 2003 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. Enclosure (1) was filed in a timely manner.
 - c. Petitioner enlisted in the Navy on 6 August 1998, after disclosing a history of supraventricular tachycardia (SVT), a heart condition, and obtaining a waiver of same. He was discharged from the Navy on 10 September 1998, by reason of his failure to meet medical/physical procurement standards. Navy physicians thought that he had experienced a recurrence of the heart condition, based on his rapid heartbeat, chest pain, shortness of breath and dizziness. He was assigned a reentry code of RE-4. He submitted a letter from a cardiologist who is of the opinion that Petitioner did not have a recurrence of SVT, and that there is no restriction, from a cardiovascular viewpoint, on any type of activity in which he may wish to engage.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board was not persuaded that Petitioner's discharge was erroneous. As noted above, he has a substantiated history of a serious heart condition, and he had symptoms of rapid heart beat, chest pain, shortness of breath and dizziness while on active duty; however, it concludes that as there is no indication in the available records that Petitioner committed any acts of misconduct during his enlistment, it would be in the interest of justice to remove the stigma often associated with an RE-4 reentry code, and assign him a code of RE-3E.

RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that he was assigned a reentry code of RE-3E on 4 September 1998, in place of the RE-4 code he actually received on that date.

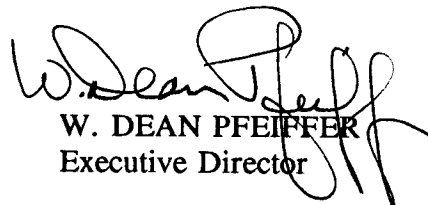
b. That a copy of this Report of Proceedings be filed in Petitioner's naval record.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) 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.

ROBERT D. ZSALMAN
Recorder


JAMES R. EXNICIOS
Acting 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 Regulations, 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.


W. DEAN PFEIFFER
Executive Director