



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

BJG  
Docket No: 2452-13  
17 April 2014

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

Subj: [REDACTED]  
REVIEW OF NAVAL RECORD

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

Encl: (1) DD Form 149 dtd 24 Jan 11 w/attachments  
(2) CNP memo dtd 7 Feb 14

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed written application, enclosure (1), with this Board requesting, in effect, that his naval record be corrected by changing his Certificate of Release or Discharge from Active Duty (DD Form 214). Specifically, he requested that block 26 (Separation Code) "HHJ" (Unsuitability), block 27 (Reentry Code) "RE-4" (Not Recommended for Retention), and block 28 (Narrative Reason for Separation) "Unsatisfactory Performance" be changed.

2. The Board, consisting of Mes. Davis and Henkel and Mr. Hedrick, reviewed allegations of error and injustice on 15 April 2014, and pursuant to its regulations, determined that the limited 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 which were available under existing law and regulations within the Department of the Navy.

b. Petitioner reenlisted in the Navy on 27 March 2006 after more than 12 years of prior honorable service. He served without disciplinary action and advanced to pay grade E-5. On 9 October 2008, his security clearance was revoked due to criminal

arrests in the 1990's and a pattern of financial irresponsibility demonstrative of poor judgment and unreliability from the year of 2000. He was unable to convert to another rating. On 11 December 2009, he was honorably discharged due to unsatisfactory performance, and assigned an RE-4 reentry code.

c. Enclosure (2) is an advisory opinion from the Chief of Naval Personnel. The advisory recommended partial relief because the arrests and financial irresponsibility occurred approximately 10 years before his security clearance was revoked. The advisory recommended changing his block 26 separation code to "JBK" (Completion of Required Active Service), and block 28 narrative reason for separation to "Completion of Required Active Service". The advisory recommended that his RE-4 reentry code not be changed in light of the loss of his security clearance.

**CONCLUSION:**

Upon review and consideration of all the evidence of record, and especially in light of enclosure (2), the Board finds the existence of an error and injustice warranting partial relief.

The Board finds that Petitioner's arrest record and financial irresponsibility was relatively far removed from the time his security clearance was revoked. The Board agrees with the advisory opinion that changing his separation code and narrative reason for separation provide sufficient relief. Finally, the Board finds that the assignment of an RE-4 reentry code was appropriate due to the revocation of his security clearance. In view of the above, the Board directs the following limited corrective action.

**RECOMMENDATION:**

a. That Petitioner's naval record be corrected by changing block 26 (Separation Code) of his DD Form 214 from "HHJ" to "JBK", and that block 28 (Narrative Reason for Separation) be changed from "Unsatisfactory Performance" to "Completion of Required Active Service".


b. That any material or entries inconsistent with or relating to the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.

c. That any material directed to be removed from Petitioner's naval record be returned to the Board, together with a copy of this Report of Proceedings, for retention in a confidential file maintained for such purpose, with no cross reference being made a part of Petitioner's naval record.

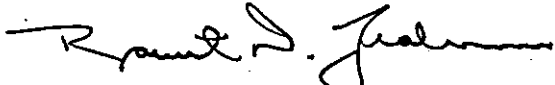
d. That no further relief be granted:

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

  
BRIAN J. GEORGE  
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.

  
ROBERT D. ZSALMAN  
Acting Executive Director