



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

TAL
Docket No: 7144-13
11 December 2014

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552. The application was filed in a timely manner.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 19 November 2014. The names and votes of the members of the panel 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 this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record, and applicable statutes, regulations, and policies.

After careful and conscientious consideration of the entire record, the Board found the evidence submitted was insufficient to establish the existence of probable material error or injustice.

You accepted an appointment as a Midshipman at the U.S. Naval Academy on 30 June 2011. Based on the information currently contained in your record it appears that you were subsequently involuntarily processed for separation by reason of failure to complete a course of instruction. In connection with this processing, you would have acknowledged the separation action and the separation authority would have approved a recommendation for separation. The record clearly shows that on 21 June 2013, you were discharged with an honorable characterization of service. At that time you were assigned an RE-3K reentry code. In this regard, you were assigned the most favorable reenlistment code based on your circumstances. The RE-3K reenlistment code may not prohibit reenlistment, but requires that a waiver be obtained from recruiting personnel who are responsible for reviewing the feasibility of satisfying the Navy's personnel manning goals by

determining whether or not an individual meets the standards for reenlistment. If you wish to reenlist, re-affiliate, or be reinstated in the Navy, you should contact the Navy Recruiting Command via your nearest recruiting facility.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your desire to be reinstated in the U.S. Naval Academy and assertions that inaccurate information was submitted to the academic board and that you were wrongly accused of committing an honor offense. Nevertheless, the Board concluded these factors were not sufficient to warrant relief in your case primarily due to the fact you provided no credible evidence to support your assertions. Accordingly, your application has been denied.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence within one year from the date of the Board's decision. New evidence is evidence not previously considered by the Board prior to making its decision in your case. 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,



ROBERT J. O'NEILL
Executive Director