



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

BC
Docket No: 09167-13
28 June 2014

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

Subj: REVIEW OF NAVAL OF RECORD OF [REDACTED]
[REDACTED]

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

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

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the Marine Corps, filed enclosure (1) with this Board requesting, in effect, that his RE-4 (not recommended for reenlistment) reentry code, issued on 6 July 2006, be changed.

2. The Board, consisting of Mr. Zsalman, Mr. Rothlein, and Ms. Henkel, reviewed Petitioner's allegations of error and injustice on 23 July 2014, 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. Petitioner entered the Marine Corps on 22 June 1998. Between 23 February 2000 and 28 November 2003, he received 10 counselings concerning being absent from his appointed place of duty on three occasions, failure to obey a lawful order and informing him that he was not recommended for promotion. On 19 November 2004, he received nonjudicial punishment (NJP) for making a false official statement with intent to deceive. On 21 January 2005, he received NJP for two incidents of being

disrespectful toward a senior non-commissioned officer. On 25 January 2005, he received NJP for being absent from his appointed place of duty. Between 1 March 2005 and 9 January 2006, he received seven additional counseling's concerning failure to take action to ensure that gear needed for an assessment was properly collected, failure to pay just debts, failure to muster for physical training and not being recommended for promotion. On 24 January 2006, he signed a page 11 counseling entry that he would be assigned an RE-1B (eligible but denied further service by the Commandant of the Marine Corps) reentry code upon his separation. On 6 July 2006, he was separated with an honorable characterization of service and assigned an RE-4 reentry code.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action. The Board notes that he was assigned an RE-4 reentry code, and believes it was in error.

The Board concludes that based upon him being informed that he was going to receive an RE-1B reentry code, that relief in the form of changing his RE-4 reentry code to an RE-1B is warranted.

RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that he received an RE-1B vice an RE-4 reentry code on 6 July 2006.

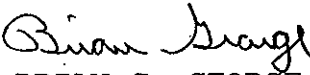
b. That any material or entries inconsistent with or relating to the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.

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.

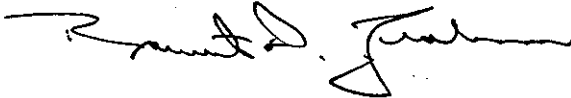
4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c) it is certified that a quorum was present at the Board's review and deliberations, and that the

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 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.



ROBERT D. ZSALMAN
Acting Executive Director