



DEPARTMENT OF THE NAVY

OFFICE OF THE SECRETARY
1000 NAVY PENTAGON
WASHINGTON DC 20350-1000

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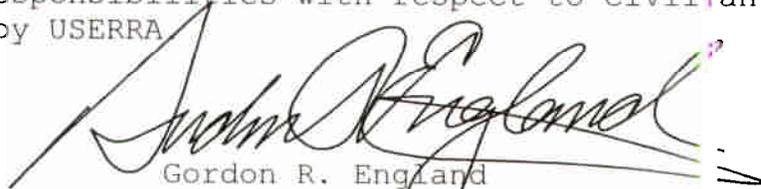
MEMORANDUM FOR CHIEF OF NAVAL OPERATIONS
COMMANDANT OF THE MARINE CORPS

Subj: REEMPLOYMENT PROTECTIONS FOR PERSONNEL ACTIVATED OR
RETAINED IN SUPPORT OF THE NATIONAL EMERGENCY

In accordance with 38 U.S.C. 4312(c)(4)(b) and DOD Instruction 1205.12, I have determined that Navy and Marine Corps Reserve personnel voluntarily ordered to or retained on active duty (other than for training) in support of the national emergency declared under Presidential Proclamation 7463 of 14 September 2001, will have those periods of service exempted from the five-year limitation for reemployment rights under the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA), 38 U.S.C. Chapter 43.

Orders for appropriate Reserve personnel will be annotated as follows: "You have been ordered to active duty from your residence in support of the national emergency declared under Presidential Proclamation 7463 of 14 September 2001. Under the provisions of Title 38, United States Code, Section 4312(c)(4)(A) and (B) this period of active duty is exempt from the five year cumulative service limitation on reemployment rights under Title 38, United States Code, Chapter 43." Please take action as necessary to amend orders previously issued to those serving in support of the national emergency.

Please ensure that all personnel are advised as to their rights, benefits, and responsibilities with respect to civilian employment as provided by USERRA.


Gordon R. England
Secretary of the Navy

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