

DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

TRG

Docket No: 788-01

9 August 2001

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF

Ref:

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

Encl:

(1) DD Form 149 w/attachments

(2) NPC Memo 1910 Ser 814/1U0033 of 12 Jul 01

(3) Subject's naval record

- 1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the United States Navy filed enclosure (1) with this Board requesting that his record be corrected to show that he was discharged on 20 August 2000 vice on 18 August 2000.
- 2. The Board, consisting of Mr. Taylor, Mr. Pfeiffer and Mr. Beckett, reviewed Petitioner's allegations of error and injustice on 7 August 2001 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 was honorably discharged on 18 August 2000 so that he could accept a commission in the Air Force. He has submitted documentation showing that he enlisted in the Air Force on 21 August 2000, apparently to enter a commissioning program. He indicates that he is now a 2nd Lieutenant, USAF.
- d. At enclosure (2) is an advisory opinion from the Navy Personnel Command which recommends that Petitioner's record be corrected to show that he was discharged on 20 August 2001 the day prior to his enlistment in the Air Force.

CONCLUSION:

Upon review and consideration of all the evidence of record the Board concludes that Petitioner's request warrants favorable action. In this regard, the Board concurs with the recommendation contained in the advisory opinion that the discharge date should be changed to 20 August 2000.

RECOMMENDATION:

- a. That Petitioner's naval record be corrected to show that he was honorably discharged on 20 August 2000 vice the discharge date of 18 August 2000 now of record.
- b. That this Report of Proceedings be filed in Petitioner's naval record.
- 4. 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 ALAN E. GOLDSMITH 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.

Executive Direct