



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

BAN  
Docket No: 00631-10  
27 October 2010

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

Subj: REVIEW OF NAVAL RECORD OF FORMER [REDACTED]

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

Encl: (1) DD Form 149 with attachments  
(2) Case summary  
(3) 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 that her general characterization of service issued on 25 October 1991, be changed to an honorable discharge.

2. The Board, consisting of Mr. [REDACTED] and Ms. [REDACTED] and [REDACTED] reviewed Petitioner's allegations of error and injustice on 21 October 2010 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. Although it appears that enclosure (1) was not filed in a timely manner, it is in the interest of justice to waive the statute of limitations and review the application on its merits.

c. Petitioner entered active duty in the Marine Corps on 26 November 1990. During her period of service, she was identified

as a candidate for the weight control program. She received no disciplinary action during her time on active duty and received an average of 4.3 in proficiency and 4.3 in conduct. She was separated on 25 October 1991 with a general discharge and an RE-3P reenlistment code for failure to conform to weight standards. Characterization is based in part on proficiency and conduct marks assigned on a periodic basis. A proficiency and conduct mark average of 3.0/4.0, respectively, is required for a fully honorable discharge.

d. In Petitioner's application, she states that at the time of her discharge she was unaware that the type of discharge she received would restrict her from joining the Air Force Reserve. She is currently trying to enlist in the Air Force Reserve and is unable to do so with a general discharge.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action.

The Board notes the nature of Petitioner's proficiency and conduct mark average of 4.3/4.3 which warrants an honorable discharge and the fact she had no disciplinary action. Based on the foregoing, the Board concludes that no useful purpose is served by continuing to characterize her service as a general characterization of service and recharacterization to an honorable discharge is appropriate.

In view of the foregoing, the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that she was issued an honorable discharge on 25 October 1991 vice a general discharge on the same day.

b. That a copy of this Report of Proceedings be filed in 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. 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 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.

  
W. DEAN PFEIFFER  
By direction