



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

SJN
Docket No: 03603-14
7 April 2015

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

Subj: REVIEW NAVAL RECORD OF [REDACTED] USN
XXX-XX-[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 Navy, filed enclosure (1) with this Board requesting that his honorable characterization of service be reflected on his Report of Separation from the Armed Forces of the United States (DD Form 214).

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 31 March 2015 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 not filed in a timely manner, however, the board found it in the interest in justice to view the case on its merit.

c. Petitioner enlisted in the Navy and began a period of active duty on 8 July 1948. He served for over three years, until he was honorably discharge on 30 June 1952. At that time, he was issued a DD Form 214 that does not reflect that he received an honorable characterization of service.

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d. Petitioner's characterization of service was based on conduct averages computed from marks assigned on a periodic basis. His conduct average was 4.0. At the time of his service, a conduct average of 3.25 was required for a fully honorable characterization of service.

e. In his application, Petitioner states that he did not realize the error until he was applying for veterans benefits.

CONCLUSION:

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

Although Petitioner was properly discharged from active duty with a characterization of honorable, his DD Form 214 does not reflect he received an honorable discharge. In this regard, the Board concludes that, in view of his overall record of military service, as shown by his satisfactory conduct average, the record should reflect a fully honorable characterization of service.

RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that he was honorably discharged from active duty on 30 June 1952. This should include the issuance of a new DD Form 214.

b. That a copy of this report of proceedings be filed in Petitioner's naval record.

c. That upon request, the Department of Veterans Affairs be informed that Petitioner's application was received on 31 January 2014.

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.

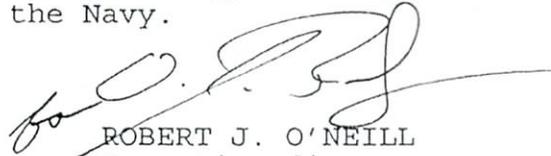


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5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulation, Section 723.6(e)) and having assured compliance with its provisions, it is hereby 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.

A handwritten signature in black ink, appearing to read 'R. J. O'Neill', is written over the typed name and title.

ROBERT J. O'NEILL
Executive director