



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

■  
Docket No. 3916-20  
Ref: Signature Date

Dear ■■■■■■■■■■

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 28 July 2021. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion contained in Headquarters Marine Corps (HQMC) memorandum 5400 MMEA of 8 June 2020 and your response to the opinion.

You requested to establish entitlement to Full Involuntary Separation Pay (ISP) or authorization to reenlist in the United States Marine Corps. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded you did not meet the eligibility criteria for Full ISP in accordance with Department of Defense Instruction (DODI) 1332.29 or the ability to reenlist per Marine Corps Order (MCO) 1040.31. Specifically, DODI 1332.29 indicates the limitations of eligibility for separation pay include unsatisfactory performance, misconduct or other disciplinary reasons, except when Half ISP is allowed within the policy. The policy authorizes Half ISP for Service members not fully qualified for retention and denied reenlistment for failure to meet retention standards. The MCO 1040.31 outlines the process for reenlistment and specifies Commandant of the Marine (MMEA-6) is the cognizant authority for reenlistment determinations. A review of your record reflects you received a permanent NAVMC 118(11), Administrative Remarks counseling in accordance with paragraph 6105 of the Marine Corps Separations and Retirements Manual (MCO 1900.16) on 28 January 2020 for violation of Article 92 – failure to obey an order or regulation. You received the counseling for violation during the month of September 2019

where you willingly surrendered your Citibank Agency Program Manager password to a subordinate Marine, which resulted in government credit card misuse and abuse. The Board determined your reenlistment was appropriately denied based on a combination of your performance and misconduct, thereby rendering you ineligible for Full ISP.

However, the Board noted an error on your DD Form 214, Certificate of Release or Discharge from Active Duty dated 9 June 2020. Your record indicates you were discharged on 9 August 2020 vice 9 June 2020; therefore, the Board recommends that you request the Service to issue you a DD Form 215, Correction to DD Form 214 Block 12b (Separation Date this Period).

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

8/6/2021

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Deputy Director

Signed by: █