



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

[REDACTED]
Docket No. 1298-21
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MBR [REDACTED] USNR,
XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) BUPERSINST 1900.8D of 11 Jun 10

Encl: (1) DD Form 149 w/attachments
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to show correct active duty service dates on Petitioner's Certificate of Release or Discharge from Active duty (DD Form 214) with a separation date of 31 July 2012.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED], reviewed Petitioner's allegations of error and injustice on 15 July 2021 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, relevant portions of Petitioner's naval record, 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. On 14 May 1997, Petitioner enlisted in the U.S. Naval Reserve for 8 years.

c. On 16 April 1998, Petitioner was commissioned as an Ensign in the inactive U.S. Naval Reserve.

d. On 26 July 2005, Petitioner entered active duty, and he resigned on 31 July 2012.

e. In accordance with reference (b), the DD Form 214 is a brief, clear-cut record of a period or term of active military service that provides: military services with a readily available source of information used to determine eligibility for enlistment or reenlistment; service members with a brief record of active service; appropriate governmental agencies with an authoritative source of information which they require in the administration of Federal and State laws.

f. On 17 June 2012, Petitioner was appointed a Lieutenant in the inactive U.S. Naval Reserve.

g. Petitioner was issued a DD Form 214 for the period of 14 May 1997 to 31 July 2012.

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h. Petitioner was issued a DD Form 214 for the period of 7 April 2013 to 30 September 2013.

i. On 1 April 2020, Petitioner was honorably discharged.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b), the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that Petitioner's DD Form 214 with a separation date of 31 July 2012 does not agree with his Statement of Service. Petitioner claims that he was credited with too much active duty service time. Petitioner was in the inactive U.S. Naval Reserve on 14 May 1997 and did not enter active duty until 26 July 2005.

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

The DD Form 214 with a separation date this period of 31 July 2012 listed block 12a (Date entered AD this period) "26 July 2005" vice "14 May 1997", and block 12c (Net active service this period) "07 years, and 06 days" vice "15 years, 02 months, and 17 days". Note: Navy will make additional changes as required.

The DD Form 214 with a separation date this period of 30 September 2013 listed block 12c (Net active service this period) "05 months, and 24 days" vice "05 months, and 23 days", and block 12d (Total prior active service) "07 years, and 06 days" vice "15 years, 02 months, and 17 days". Note: Navy will make additional changes as required.

A copy of this Report of Proceedings will 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.

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 the reference, has been approved by the Board on behalf of the Secretary of the Navy.

8/22/2021

[REDACTED]
Deputy Director

Signed by: [REDACTED]