



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

██████████  
Docket No: 2054-21  
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records  
To: Commandant of the Marine Corps

Subj: REVIEW NAVAL RECORD OF FORMER ██████████ ██████████, USMC,  
XXX-XX-██████████

Ref: (a) 10 U.S.C. §1552  
(b) SECDEF Memo of 3 Sep 14 “Supplemental Guidance to Military Boards for Correction of Military/Naval Records Considering Discharge Upgrade Requests by Veterans Claiming PTSD”  
(c) PDUSD Memo of 24 Feb 16 “Consideration of Discharge Upgrade Requests Pursuant to Supplemental Guidance to Military Boards for Correction of Military/Naval Records by Veterans Claiming PTSD or TBI”  
(d) PDUSD Memo of 25 Aug 17 “Clarifying Guidance to Military Discharge Review Boards and Boards for Correction of Military/Naval Records Considering Requests by Veterans for Modification of their Discharge Due to Mental Health Conditions, Sexual Assault or Sexual Harassment”

Encl: (1) DD Form 149 with attachments  
(2) Case summary  
(3) Subject's naval record (excerpts)  
(4) Advisory Opinion dated 4 Aug 2021

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, the spouse of a former enlisted member of the Marine Corps filed enclosure (1) with this Board requesting that his general under honorable conditions characterization of service be changed in light of current guidelines as reflected in references (b) and (d). She also implied and requested that his Narrative Reason for Separation be changed from “Personality Disorder” to “Secretarial Authority”. Additionally, that the separation authority “MILPERSMAN par 6203.3”, be changed. Enclosures (1) through (4) apply.

2. The Board consisting of ██████████, ██████████, and ██████████ reviewed Petitioner’s allegations of error and injustice on 27 October 2021 and, pursuant to its regulations, determined that the corrective action indicated below should be taken. Documentary material considered by the Board consisted of Petitioner’s application together with all material submitted in support thereof, relevant portions of Petitioner’s naval record, and applicable statutes, regulations, and policies, to include the Kurta Memo, *the 3 September 2014 guidance from the Secretary of Defense regarding discharge upgrade requests by Veterans claiming post-traumatic stress disorder (PTSD) (Hagel Memo)*, and the 25 July 2018 guidance from the Under Secretary of

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Defense for Personnel and Readiness regarding equity, injustice, or clemency determinations (Wilkie Memo). Additionally, The Board also considered the advisory opinion (AO) dated 4 August 2021 and the post-service diagnoses of PTSD dated 15 May 1992. Although Petitioner was afforded an opportunity to submit a rebuttal, Petitioner did not do so.

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 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's spouse enlisted in the Marine Corps on 6 August 1990. On 20 August 1991, Petitioner's spouse received counseling regarding his repeated failure of room inspections. On 27 January 1992, he was diagnosed with personality disorder and alcohol abuse. On 29 January 1992, he received counseling after a suicide attempt and disorderly conduct, and diagnosis of a personality/behavior disorder. Subsequently, he was notified of pending administrative separation action by reason of a personality disorder. After waiving his procedural rights, his commanding officer (CO) forwarded his package to the separation authority (SA) recommending his discharge by reason of a personality disorder, with an honorable conditions characterization of service. The SA disagreed with the CO recommendation and approved a general under honorable conditions characterization of service. On 7 February 1992, he was so discharged.

#### CONCLUSION:

Upon review and consideration of all the evidence of record, and especially in light of enclosures (3) and (4), the Board concludes that Petitioner's request warrants partial relief. Additionally, the Board reviewed his application under the guidance provided in references (b) and (c). Specifically, the Board considered whether his application was the type that was intended to be covered by this policy.

In this regard, based upon Petitioner's record of service and the AO dated 4 August 2021. Relief in the form of his Narrative Reason for Separation be changed to "Secretarial Authority" and Separation Authority be changed to "MARCORSEPMAN 6214". The Board notes that Petitioner, although diagnosed with a personality disorder, deserves clemency and concludes that the narrative reason for separation and the separation authority should be changed to the best interest of the service. However, the Board found no nexus between PTSD and Petitioner's misconduct. The Board also concurred with the AO's statement that there was insufficient evidence to support Petitioner's contention that Petitioner's spouse had service-connected PTSD/Mental Health Condition that contributed to his misconduct/diagnosed personality disorder. With that being said, the Board determined that Petitioner's spouse's characterization of service will remain unchanged.

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

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XXX-XX-[REDACTED]

corrective action.

RECOMMENDATION:

That Petitioner's deceased spouse naval record shall be corrected by changing the narrative reason for separation to "Secretarial Authority" and separation authority to "MARCORSEPMAN 6214."

That Petitioner is issued a new Certificate of Release or Discharge from Active Duty (DD Form 214).

That no further changes be made to the 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 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.

Sincerely,

11/2/2021

[REDACTED]

Executive Director

Signed by: [REDACTED]