



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

█  
Docket No. 3561-21  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER █  
XXX-XX-█ USMCR

Ref: (a) Title 10 U.S.C. § 1552  
(b) MCO P1900.16F of 30 May 2001  
(c) MCO 1900.16 Chapter 2 of 15 Feb 2019

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 Petitioner submitted an application for transfer to the retired reserve awaiting pay at age 60.

2. The Board, consisting of █ and █ reviewed Petitioner's allegations of error and injustice on 2 September 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. In accordance with reference (b), Requests for voluntary retirement will be submitted by the reporting command via the unit diary system per MCO P1080.40 series (MCTFSPRIM). Requests outside the 4 to 14 month submission timeframe or for those Reservists desiring a retirement ceremony before the requested effective date of retirement must be submitted via separate correspondence/naval message to the CMC (MMSR-5) with justification and endorsements.

c. On 29 February 1984, Petitioner enlisted for 6 years in the U.S. Marine Corps Reserve.

d. On 1 April 2006, Petitioner was promoted to Master Sergeant/E-8.

e. On 18 May 2006, Petitioner reenlisted for 3 years with an end of current contract (ECC) of 17 May 2009.

f. On 17 August 2010, Petitioner was discharged with 22 years of qualifying service.

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g. In accordance with reference (c), retired pay benefits must be requested, the process is not automatic. Marines of the Retired Reserve and former members of the Reserve who are eligible under paragraph 3011 may apply for retired pay by the use of DD Form 108 (Application for Retired Pay Benefits).

The CMC (MMSR-5) provides a DD Form 108 to Marines on the Reserve Retired List Awaiting Pay at Age 60, approximately 6 months prior to their 60th birthday or earlier if eligible per reference (o) DoDI 1200.15. DD Form 108 contains a summary of creditable service for the Marine's verification. Should an eligible Marine not receive the form within the above timeframe, notify the CMC (MMSR-5).

Marines must submit a DD Form 2656 to DFAS. Marines must also sign the DD Form 108 and return it to the CMC (MMSR-5) at least three months prior to their date eligible for retired pay.

#### 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 Petitioner's failure to request transfer to the Retired Reserves should not prevent his placement in the Retired Reserve awaiting Pay at Age 60 after 22 years of qualifying service.

#### RECOMMENDATION

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

Petitioner submitted an application for transfer to the retired reserve awaiting pay at age 60 in a timely manner, and was approved by cognizant authority effective 1 August 2010.

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.

10/4/2021

[REDACTED]

Deputy Director  
Signed by: [REDACTED]