



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

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Docket No: 4010-21

Ref: Signature Date

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Dear Petitioner:

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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your application on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 7 March 2022. The names and votes of the panel members 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 the 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, an advisory opinion (AO) provided by Navy Department Board of Decorations and Medals (NDBDM) dated 3 January 2022, and applicable statutes, regulations, and policies, to include the 25 July 2018 guidance from the Under Secretary of Defense for Personnel and Readiness regarding equity, injustice or clemency determinations (Wilkie Memo).

You enlisted in the Marine Corps and began a period of active service on 15 February 1967. You were honorably discharged on 30 May 1968. On 31 May 1968, you were commissioned in the Marine Corps Reserve and served until your placement on the Temporary Disability Retirement List on 1 October 1969.

The Board carefully weighed all of the factors you presented to support you award request. On 23 November 2021, Headquarters United States Marine Corps (USMC) Military Awards Branch (MMMA-3) responded to your inquiry concerning awards for service in the USMC. MMMA-3 determined that you are entitled to the following awards: Purple Heart with two gold stars, Combat Action Ribbon, Army Presidential Unit Citation, Navy Meritorious Unit Commendation, National Defense Service Medal, Vietnam Service Medal with two bronze campaign stars, Republic of Vietnam Cross of Gallantry with Silver Star, Republic of Vietnam Meritorious Unit (Gallantry Cross Color with palm and frame) ribbon bar, and the Republic of Vietnam Campaign

Medal with 1960 device. The Board noted your honorable and faithful service in the USMC, unfortunately, upon review of the evidence provided, in regard to the Republic of Vietnam Meritorious Unit Citation-Civil Action, the Board concurred with the Navy Department Board of Decorations and Medals (NDBDM) Advisory Opinion (AO) that your unit was not authorized the award.

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,

3/22/2022

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Executive Director

Signed by: █