



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

█
Docket No: 4969-21
Ref: Signature Date

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

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

Ref: (a) 10 U.S.C. 1552

Encl: (1) DD Form 149 with attachments
(2) Case summary
(3) Subject's naval record (DD Form 214)

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 establish his correct date of birth (DOB) and correct his Rate/MOS on his Certificate of Release or Discharge from Active Duty (DD Form 214). Enclosures (1) through (3) apply.

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 10 November 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, naval records, 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. Although enclosure (1) was not filed in a timely manner, it is in the interest of justice to waive the statute limitation and review the application on its merits.

c. Petitioner enlisted in the Navy Reserve on 24 June 1948. On 5 June 1953, Petitioner volunteered for 24 months active duty for general assignment. On 4 September 1953, Petitioner began his period of active duty service. On 16 August 1954, Petitioner's Rate/MOS was changed from FN to SN. On 30 August 1955, he was honorably discharged by reason of end of enlistment and transferred to the inactive Navy Reserve.

Subj: REVIEW NAVAL RECORD OF FORMER [REDACTED], USN,
XXX-XX-[REDACTED]

d. At the time of his discharge, Petitioner was issued a DD Form 214 which incorrectly reflects his DOB as [REDACTED].

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants partial relief. The Board notes that Petitioner has provided legal evidence (i.e., a notification of Birth from the State of [REDACTED], [REDACTED] County), which reflect his correct DOB as [REDACTED] to support his request, and as such, Petitioner's record should be corrected to reflect the correct DOB. In accordance with the foregoing, the Board concluded that the record should be corrected by the issuance of a correction to the DD Form 214 (DD Form 215), and that Petitioner should be issued the same. The Board denied Petitioner's request to change his Rate/MOS from SN to FN. In this regard, the Board noted that a review of the Petitioner's record clearly shows that on 16 August 1954, Petitioner's Rate/MOS was changed from FN to SN.

RECOMMENDATION:

That Petitioner's naval record be corrected to reflect his DOB as [REDACTED] and that a DD Form 215, which reflects these corrections, be filed in his official military personnel record.

That Petitioner be issued a DD Form 215, which reflects a corrected DOB as [REDACTED].

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,

11/29/2021

[REDACTED]

Executive Director

[REDACTED]