



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. 5053-21
Ref: Signature Date

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Dear █

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.

A three-member panel of the Board, sitting in executive session, considered your application on 28 September 2021. The names and votes of the members of the panel 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 this 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 and applicable statutes, regulations, and policies.

You requested an updated DD Form 214, Certificate of Release or Discharge from Active Duty with the addition of 75 days of active duty (940717-19940930) and the addition of paygrade Sergeant (Sgt)/E-5. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that Marine Corps Order P1900.16D specifies, "DD Form 214 will not be furnished to Marines released from a period of less than 90 days active duty for training (ACDUTRNG)." A review of your record indicates you served on active duty in the Marine Corps from 15 August 1988 through 12 June 1992; thereafter, released from active duty and transferred to the Marine Corps Reserve. On 19 August 1993, you reenlisted in the Marine Corps Reserve and signed NAVMC 10460, Service Agreement Platoon Leaders Class (Ground). You attended █ on ACDUTRNG orders and paid as a Sgt/E-5 during the course of training from 17 July 1994 through 26 August 1994 for a total of 41 days, thereby ineligible to receive a DD Form 214 for this period of service.

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,

10/22/2021

[REDACTED]

Deputy Director

[REDACTED]