



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

[REDACTED]  
Docket No. 5121-21  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]  
[REDACTED] XXX XX [REDACTED] USMC RET

Ref: (a) Title 10 U.S.C. § 1552  
(b) MCO P1900.16C  
(c) MCO P1900.16D

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 reflect concurrent years of service on DD Form 214, Certificate of Release or Discharge from Active Duty from 15 June 1981 to 14 December 2002.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 14 December 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, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. In accordance with reference (b) the effective date of transfer to the Fleet Marine Corps Reserve will be the last day of the month. Additionally, the policy specifies that a DD Form 214 will be issued to Marines discharged for the purpose of immediate reenlistment in the Marine Corps and remaining on active duty until reference (c) published on 27 June 1989.

b. On 16 October 1980, Petitioner enlisted in the Marine Corps Reserve for a term of 6-years of which 3-years was considered an active duty obligation.

c. On 15 June 1981, Petitioner entered active duty.

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d. On 25 February 1985, Petitioner discharged for immediate reenlistment in the Marine Corps effective 26 February 1985; DD Form 214 issued for the period of 16 June 1981 through 25 February 1985.

e. Petitioner reenlisted on 26 January 1989, for a term of 5-years; on 23 November 1992 for 4-years; on 9 February 1996 for 3-years; and on 15 December 1999 for 3-years. DD Form 214 for active duty service from 26 February 1985 through 14 December 1999 was not located in official military personnel file (OMPF).

f. Petitioner promoted to Master Sergeant/E-8 effective 1 October 2000.

g. On 29 April 2002, Petitioner submitted an application for retirement; request was approved.

h. Petitioner transferred to the Fleet Marine Corps Reserve effective 1 October 2002.

## CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded Petitioner's OMPF contains multiple documents that substantiate his last day on active duty as 30 September 2002 vice 14 December 2002. Additionally, the Board found that Petitioner was not issued DD Form 214 to cover his entire active duty service in accordance with references (c) and (d); therefore, under these circumstances partial relief is warranted.

## RECOMMENDATION

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

Petitioner issued a DD Form 214, Certificate of Release or Discharge from Active Duty for the period of 26 February 1985 through 25 January 1989.

Petitioner issued DD Form 215, Correction to DD Form 214, Certificate of Release or Discharge from Active Duty dated 30 September 2002 to reflect: Block 12a (Date Entered AD This Period) "26 January 1989" vice "15 December 1999". Note: Headquarters Marine Corps (HQMC) shall adjust Blocks 12c and 12d to align with this change. HQMC will remove Petitioner's erroneous DD Form 214 dated 14 December 2002 from OMPF.

The part of Petitioner's request for corrective action that exceeds the foregoing is denied. The Board determined the issued DD Form 214, Certificate of Release or Discharge from Active Duty dated 14 December 2002 in Petitioner's OMPF is erroneous.

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.

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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.

2/1/2022

[REDACTED]  
Deputy Director

Signed by: [REDACTED]