



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

[REDACTED]
Docket No. 5139-21
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD IC [REDACTED], USNR RET,
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVMILPERSCOMINST 1900.1A

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 the separation date be changed on the Certificate of Released or Discharged from Active Duty dated 21 January 1985 to 21 January 1985.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED], reviewed Petitioner's allegations of error and injustice on 21 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, 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. On 23 August 1971, Petitioner signed his Officers Appointment Acceptance and Oath of Office and entered active duty.

c. On 1 March 1978, Petitioner resigned and transferred to the Navy Reserve.

d. On 29 August 1981, Petitioner entered active duty.

e. On 30 July 1985, Petitioner was returned to limited duty for a period of six months by the medical board with an expiration of 30 January 1986.

f. On 21 January 1986, Petitioner was issued a detaching fitness report.

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g. On 31 October 1991, Petitioner was transferred to the Retired Reserve awaiting pay at age 60.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board agreed that Petitioner was on limited duty after the date listed on his DD Form 214 and was issued a fitness report ending 21 January 1986. In accordance with reference (b), Enclosure (1), paragraph 2.b(1), all entries relate only to the current period of active duty from the date of entry through the date of separation. The Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION

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

Petitioner's Certificate of Released or Discharged from Active Duty dated 21 January 1985, block 12b is change to "21 January 1986" vice "21 January 1985" and change block 12c "04 04 23" vice "03 04 23." Petitioner will be issued a DD Form 215 to correct this error.

Navy Personnel Command is directed to update Petitioner's retirement statement of service.

Note: Defense Finance & Accounting Service (DFAS) will complete an audit of Petitioner's records to determine if Petitioner is due any back pay and allowances.

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.

1/25/2022

[REDACTED]
Deputy Director
[REDACTED]