



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

█  
Docket No: 6743-21  
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records  
To: Commandant of the Marine Corps

Subj: REVIEW NAVAL RECORD OF FORMER █, █,  
USMC, 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, a former enlisted member of the Marine Corps, filed enclosure (1) with this Board requesting, in effect, that his "Characterization of Service" be changed. Enclosures (1) through (3) apply.

2. The Board consisting of █, █, and █ reviewed Petitioner's allegations of error and injustice on 1 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, 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 Marine Corps on 10 October 2000. On 27 August 2002, a Physical Evaluation Board (PEB) determined that Petitioner was unfit for military duty and recommended that he be separated from active duty with severance pay with a disability rating of 10%. On 30 August 2002, Petitioner accepted the PEB findings and agreed to the 10% disability with severance pay. On 1 October 2002, Petitioner consented to being discharged in lieu of his normal date of discharge from active duty. As a result, he was discharged with a general under honorable conditions characterization of service by reason of disability/severance pay on 30 November 2002.

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XXX-XX-[REDACTED]

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action. The Board initially notes the findings of the PEB. However, the Board concluded that clemency is warranted based upon Petitioner's record of service and relief in the form of his Characterization of Service should be changed to Honorable. In this regard, based on Petitioner's record containing no disciplinary actions while on active duty, an honorable discharge is now more appropriate.

In view of the foregoing, the Board finds in favor of clemency warranting the following corrective action:

RECOMMENDATION:

That Petitioner's naval record is corrected to show that he was issued an "Honorable" characterization of service on 30 November 2002, vice the "General under Honorable Conditions" discharge actually issued on that day.

That Petitioner is issued a new Certificate of Release or Discharge from Active Duty (DD Form 214).

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,

12/13/2021

[REDACTED]

Executive Director

Signed by: [REDACTED]