



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

[REDACTED]  
Docket No. 5-22  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USNR RET,  
XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552  
(b) BUPERSINST 1900.2C of 13 Apr 64

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 show Petitioner's Certificate of Release or Discharge from Active Duty (DD Form 214) effective 30 June 1977 block 15 (Date entered active duty this period) was 17 February 1967 vice 9 July 1955.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 28 April 2022 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 9 July 1966, Petitioner enlisted in the U.S. Naval Reserve for 6 years.

c. On 8 November 1966, Petitioner entered active duty and attended the Naval Aviation Officer Candidate School.

d. On 16 February 1967, Petitioner was honorably discharged in order to accept a commission as an officer in the U.S. Naval Reserve.

e. On 17 February 1967, Petitioner was appointed to Commissioned Grade as a Reserve Officer (Ensign) in the U.S. Navy.

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f. On 14 December 1976, Chief of Naval Personnel notified Petitioner that although Petitioner was considered for promotion to the grade of Lieutenant Commander by selection Boards convened in Fiscal Years 1976 and 1977, he was not selected for promotion by either board. In accordance with the provisions of BUPERSMAN 3830110, it is required that Petitioner be released from active duty not later than 30 June 1977. Orders will be issued by Petitioner's assignment officer to provide for his release not later than 30 June 1977.

g. On 30 June 1977, Petitioner was honorably discharged from active duty.

h. On 7 October 1996, Commanding Officer, Naval Reserve Personnel Center notified Petitioner that the Secretary of the Navy approved his request to transfer to the Retired Reserve under Title 10, U.S. Code, Sections 10154 and 12774(a), and authorized his transfer to Retired Reserve status effective 1 November 1996.

i. On 28 May 2003, Commanding Officer, Naval Reserve Personnel Center notified Petitioner that the Secretary of the Navy approved his application for retired pay for non-regular service. Petitioner's initial date of eligibility for retired pay is 31 July 2003. Per Petitioner's request, authorization to retired pay is effective 31 July 2003.

Furthermore, computation of Petitioner's retired pay under Title 10 U.S. Code section 12739 will be based on 24 years, 03 months, and 22 days of qualifying service, 4921 retirement points and a pay entry base date of 9 July 1966.

## CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b)<sup>1</sup>, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that on 9 July 1966, Petitioner enlisted in the U.S. Naval Reserve for 6 years. On 8 November 1966, Petitioner entered active duty and attended the Naval Aviation Officer Candidate School and was on continuous active duty from 8 November 1966 through 30 June 1977. In accordance with reference (b), Petitioner was issued a DD Form 214 upon his commission into the active component of the Navy, however, his DD Form 214 effective 30 June 1977 incorrectly lists 9 July 1955 in block 15 (Date entered active duty this period) vice 17 February 1967—date of commissioning.

## RECOMMENDATION

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

Petitioner's DD Form 214 effective 30 June 1977 block 15 (Date entered active duty this period) was 17 February 1967 vice 9 July 1955. Note: That any other entries affected by the Board's recommendation be corrected.

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<sup>1</sup> Reference (b), the DD Form 214 will be furnished to all personnel at the time of release from active service including active duty for training of 90 days or more. It will also be issued in the following circumstances: To enlisted personnel on active duty who are discharged for the purpose of immediately accepting permanent appointment to either warrant or commissioned status for continued active duty.

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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.

6/8/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]