



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

█
Docket No. 196-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO █
XXX XX █ USMCR

Ref: (a) Title 10 U.S.C. § 1552
(b) DoDI 1215.07

Encl: (1) DD Form 149 w/attachments
(2) HQMC memo 1000 RAP of 6 Dec 21
(3) 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 establish a satisfactory year of qualifying service for anniversary year ending 23 May 2019.

2. The Board, consisting of █, █, and █ reviewed Petitioner's allegations of error and injustice on 27 January 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, 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. On 1 July 1998, Petitioner entered the United States Naval Academy (USNA).
- b. On 23 May 2002, Petitioner graduated from the USNA.
- c. On 24 May 2002, Petitioner was commissioned in the United States Marine Corps.
- d. On 13 June 2017, Petitioner was released from active duty and transferred to the United States Marine Corps Reserve and affiliated with a Selected Marine Corps Reserve unit effective 14 June 2017.
- e. On 30 June 2019, Petitioner anniversary year ending this date reflects 51 total reserve points and a satisfactory qualifying year of service.
- f. Sometime after 1 July 2019 Petitioner's anniversary date is corrected to reflect 24 May. The anniversary year ending 23 May 2019 reflects 47 total reserve points and an unsatisfactory year of qualifying service.

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g. On 25 January 2022, Petitioner's Career Retirement Credit Record (CRCR) reflects 18 years of total qualifying service.

h. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. Petitioner's anniversary year was erroneously started on 1 July. However, in accordance with reference (b), the anniversary year is established by the date the service member entered into active service or active status in a reserve component; time served in Service Academy is not creditable for pay purposes. Upon the Marine Corps correcting the anniversary date to 24 May, Petitioner's points were redistributed. The redistributed points resulted in Petitioner not having the minimum 50 points for a satisfactory year for anniversary year ending 23 May 2019. The Board felt, under these circumstances, relief is warranted.

RECOMMENDATION

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

Petitioner's CRCR is amended to reflect anniversary year ending 23 May 2019 has 50 total reserve points and a satisfactory year of qualifying service.

Note: This change will result in Petitioner earning 19 total years of qualifying service (TYQS) vice 18 TYQS as of 25 January 2022.

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.

2/23/2022

[REDACTED]
Deputy Director
[REDACTED]