

## **DEPARTMENT OF THE NAVY**

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

> Docket No: 0289-22 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER

XXX-XX-, USMC

Ref: (a) 10 U.S.C. §1552

Encl: (1) DD Form 149 with attachments

(2) Case summary

- 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 the addition of the Purple Heart (PH) Medal to his DD Form 214. Enclosure (2) applies
- 2. The Board, consisting of particles, and particles, and pursuant to its regulations, determined 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 his naval service records, and applicable statutes, regulations, 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 review the application on its merits.
- c. Petitioner completed an honorable period of active service in the Marine Corps from 24 November 1965 to 22 November 1967.
- d. Upon his discharge Petitioner was issued a Armed Forces of the United States Report of Transfer or Discharge (DD Form 214). Block 24 of Petitioner's DD Form 214 reflects he received the following awards: National Defense Service Medal, Vietnam Service Medal w/l star, Vietnam Campaign Medal w/device.

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e. Petitioner contends he was awarded the PH Medal on 12 February 1968, two months after his discharge from the Marine Corps. Petitioner provides excerpts from his Official Military Personnel File (OMPF), which reflect he was awarded the PH Medal for wounds he received in action on 7 June 1967.

## CONCLUSION:

Upon review and consideration of the evidence of record, the Board determined Petitioner's request warrants relief. The Board relied heavily on the OMPF excerpts provided by the Petitioner which reflect he was awarded the PH Medal for wounds he received in combat.

In light of the evidence provided by Petitioner, the Board determined Petitioner is entitled to the PH Medal.

## RECOMMENDATION:

In view of the above, the Board directs the following corrective action:

Petitioner be issued a Correction to DD Form 214 Armed Forces of the United States Report of Transfer or Discharge (DD Form 215), to indicate his entitlement to the PH Medal.

No further changes be made to Petitioner's record.

A copy of this report of proceedings 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 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.

