

Docket No. 558-22 Ref: Signature Date

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- From:Chairman, Board for Correction of Naval RecordsTo:Secretary of the Navy
- Subj: REVIEW OF NAVAL RECORD OF FORMER XXX-XX-
- Ref: (a) Title 10 U.S.C. § 1552 (b) BUPERSINST 1900.8
- 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 establish Petitioner's Item 12a (Date Entered AD This Period) of Certificate of Release or Discharge from Active Duty (DD Form 214) effective 24 September 2001 as "97 Jun 27" vice "93 Jun 27".

2. The Board, consisting of **Construction**, **Construction**, and **Construction** reviewed Petitioner's allegations of error and injustice on 24 February 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 2 April 1991 Petitioner entered active duty with U.S. Marine Corps and released from active duty on 1 April 1995. Petitioner issued DD Form 214 for this period active duty service.

b. On 27 June 1997 Petitioner enlist in U.S. Navy for 4 years and enters active duty status.

c. On 1 May 2001 Petitioner reenlist in U.S. Navy for 6 years. New contract expiration is 30 April 2007.

d. On 24 September 2001 Petitioner General under Honorable Conditions discharged and issued DD Form 214. Item 12a (Date Entered AD this Period) 93 year, Jun month, 27 day. Item 12b (Separation Date this Period) 01 year, Sep month, 24 day. Item 12c (Net Active Service this Period) 08 years, 02 months, 28 days. Item 12d (Total Prior Active Service) 04 years, 00 months, 00 days.

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## 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. The Board concluded per reference (b), the Petitioner's DD Form 214 issued effective 24 September 2001 contained administrative errors warranting relief.

## RECOMMENDATION

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

Issue Petitioner Correction to DD Form 214 effective 24 September 2001, Certificate of Release or Discharge from Active Duty (DD Form 215) and make appropriate distribution.

Item 12a (Date Entered AD this Period) "97 Jun 27" vice "93 Jun 27"

Item 12c (Net Active Service this Period) "04 years, 02 months, 28 days" vice "08 years, 02 months, 28 days"

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.

|                 | 3/5 | /2022 |
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| Deputy Director |     |       |
| Signed by:      |     |       |