



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

[REDACTED]
Docket No. 861-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]
[REDACTED] USMCR

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

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 a satisfactory year of qualifying service for anniversary year ending 19 June 2019.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 10 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 13 July 2001, Petitioner entered the United States Merchant Marine Academy (USMMA).
- b. On 19 June 2005, Petitioner graduated from the USMMA.
- c. On 20 June 2005, Petitioner was commissioned in the United States Navy Reserve.
- d. On 8 October 2005, Petitioner separated for a conditional release to United States Marine Corps Reserve (USMCR).
- e. On 9 October 2005, Petitioner appointed a 2nd Lieutenant in the USMCR and entered active duty status for Officers Candidate Course through 15 December 2005.

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- f. On 16 December 2005, Petitioner commissioned in United States Marine Corps.
- g. On 30 September 2011, Petitioner was released from active duty and transferred to the USMCR-Individual Ready Reserve (IRR) effective 1 October 2011 through 9 July 2013.
- h. On 10 July 2013, Petitioner transferred from the IRR to Selected Marine Corps Reserve unit.
- i. On 12 July 2019, Petitioner's anniversary year ending this date reflects 58 total points and a satisfactory year of qualifying service.
- j. Sometime after 5 January 2022, Petitioner's anniversary date is corrected to 20 June. The anniversary year ending 19 June 2019 reflects 49 total points and unsatisfactory year of qualifying service.
- k. On 7 February 2022, Petitioner's Career Retirement Credit Record (CRCR) reflects 13 years of total qualifying service.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. Petitioner's anniversary year was erroneously started on 13 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 20 June, 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 19 June 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 19 June 2019 has 50 total reserve points and a satisfactory year of qualifying service.

Note: This change will result in Petitioner earning 14 total years of qualifying service (TYQS) vice 13 TYQS as of 7 February 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

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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.

3/11/2022

