



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

█
Docket No: 0940-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER █
█, USN, █

Ref: (a) 10 U.S.C. 1552

Encl: (1) DD Form 149
(2) Naval record (excerpts)

1. Pursuant to the provisions of reference (a), Petitioner is the widow of the Former Member, filed enclosure (1) on behalf of Subject, hereinafter referred to as Former Member, with the Board for Correction of Naval Records (Board), requesting that the Former Member's naval record be corrected to reflect his legal name █, and his date of birth to reflect █. Enclosure (2) applies.

2. The Board consisting of █, █, and █ reviewed Petitioner's allegations of error and injustice on 16 February 2022 and, pursuant to its regulations, determined that the corrective action indicated below should be taken. Documentary material considered by the Board consisted of Petitioner's application together with all material submitted in support thereof, relevant portions of Former Member's naval record, and applicable statutes, regulations, and policies, to include the 25 July 2018 guidance from the Under Secretary of Defense for Personnel and Readiness regarding equity, injustice or clemency determinations (Wilkie Memo).

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. Former Member completed an honorable period of active service in Navy from 30 June 1948 to 25 June 1952.

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[REDACTED], USN, [REDACTED]

d. Upon his discharge, Former Member was issued a Report of Separation from the Armed Forces of the United States (DD Form 214) which reflects the name [REDACTED] and date of birth of [REDACTED].

e. On 17 July 1956, this agency received a request from the Former Member requesting correction to the date of birth listed on his DD Form 214 from [REDACTED] to [REDACTED]. At that time, Former Member submitted sufficient evidence to warrant correction of his date of birth. As a result of foregoing, on 24 August 1956, Former Member was issued a Correction to Report of Separation from the Armed Forces of the United States (DD Form 215) correcting his date of birth to [REDACTED].

f. Petitioner provides a copy of the Former Member's birth certificate, and marriage certificate, which reflect the Former Member's legal name: [REDACTED].

CONCLUSION:

Upon review and consideration of all the evidence of record, especially in light of the evidence provided by the Petitioner, the Board concludes that Petitioner's request warrants relief. In this regard, the Board determined the Former Member's DD Form 214 contains an administrative error. Petitioner provides sufficient evidence, which reflects Petitioner's legal name at the time of discharge was [REDACTED].

In regard to Petitioner's request for adjustment of the Former Member's DOB, the Board noted Petitioner was issued a DD Form 215 to correct his date of birth, therefore no action by the Board needs to be taken.

RECOMMENDATION:

In view of the above, the Board directs the following corrective action: Former member be issued a Correction to Report of Separation from the Armed Forces of the United States (DD Form 215) which reflects the name [REDACTED].

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

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[REDACTED], USN, [REDACTED]

corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

3/4/2022

