



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

[REDACTED]
Docket No. 1216-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MBR [REDACTED], USN,
XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVMILPERSCOMINST 1900.1B, 11 Sep 86
(c) BUPERSINST 1900.8, 28 Jun 93

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 show his Certificate of Release or Discharge from Active Duty (DD Form 214), block 12a, dated 27 August 1996 reflect 3 April 1989 and reflect reenlistment for the period of 28 February 1996 to 27 August 1996.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED], reviewed Petitioner's allegations of error and injustice on 19 July 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, 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. On 7 February 1989, Petitioner enlisted for 8 years in the Naval Reserve with an expiration of obligated service of 6 February 1997, and the record of military processing Armed Forces of the United States—DD Form 1966 listed block 19b (projected active duty date) is 3 April 1989 and block 20d (active duty service date) is 3 April 1989.

c. On 3 April 1989, Petitioner entered active duty for 3 years with an end of active obligated service (EAOS) of 2 April 1992, and the history of assignments listed the following: Type and date of gain entry is 3 April 1989, received for temporary duty under instruction, CRUITRACOM, NTC, [REDACTED] for Recruit Training.

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- d. On 28 February 1992, Petitioner reenlisted for 4 years with an EAOS of 27 February 1996.
- e. On 24 May 1994, Petitioner signed an agreement to extend enlistment for 6 months with an Soft End of Active Obligated Service (SEAOS) of 27 August 1996 to incur obligated service to accept BUPERS order: [REDACTED].
- f. Petitioner was released from active duty and transferred to the Naval Reserve with a Honorable character of service and was issued a DD Form 214 for the period of 28 February 1992 to 27 August 1996 upon completion of required active service.
- g. On 6 February 1997, Petitioner was honorably discharged from the U.S. Naval Reserve.
- h. On 24 May 2019, Petitioner was issued a Correction to DD Form 214, Certificate of Release or Discharge from Active Duty (DD Form 215) correcting block 12a (Date entered active duty this period) 4 April 1989, block 12c (Net active service this period) 07 years, 04 months, and 24 days, and block 12d (Total prior active service) 00 years, 00 months, and 00 days.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b), the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded that Petitioner served on active duty from 3 April 1989 to 27 August 1996 and in accordance with reference (b),¹ Petitioner should have been issued a DD Form 214 for each contract. It was not until reference (c)² was published that a service member could have had multiple continuous active service periods reflected on one DD Form 214, therefore, issuing a single DD Form 214 covering his entire period of active service is not appropriate.

RECOMMENDATION

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

Petitioner's DD Form 215 issued on 24 May 2019 is null and void.

Petitioner issued a DD Form 214 for the period of 3 April 1989 to 27 February 1992.

¹ Reference (b), the DD Form 214 is prepared to cover periods of service on active duty, temporary active duty, some periods of active duty for training, certain periods terminated by a change of status not concurrent with separation from active service, and release from a status that is legally determined to be void. The DD Form 214 will be prepared and furnished to members while serving on active duty when they have a change of status or component as follows: Discharged for the purpose of immediate enlistment or reenlistment.

² Reference (c), the DD 214 is prepared to cover periods of service on active duty, active duty for training, full-time training duty, active duty for special work, certain periods terminated by a change of status not concurrent with separation from active service, and release from a status that is legally determined to be void. The DD 214 will not be prepared or issued in the case of personnel: Who are discharged for immediate enlistment or reenlistment.

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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.

8/10/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]