



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

[REDACTED]  
Docket No. 1270-22  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER [REDACTED]  
[REDACTED] USMC

Ref: (a) Title 10 U.S.C. § 1552  
(b) MCO P1900.16C of 21 Mar 84  
(c) MCO P1900.16D of 27 Jun 89

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 show Petitioner's Certificate of Release or Discharge from Active Duty (DD Form 214) block 12 (Date entered active duty this period) reflects 16 April 1984.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 8 March 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. In accordance with reference (b), 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.

c. On 16 April 1984, Petitioner entered active duty for 4 years with an End of Current Contract (ECC) of 15 April 1988.

d. 21 March 1988, Petitioner signed his an agreement to extend enlistment for 6 months in order to qualify for reenlistment with an End of Active Service (EAS) of 16 October 1988.

e. 6 September 1988, Petitioner signed his second agreement to extend enlistment for 1 month in order to process Reenlistment Extension Lateral Move (RELM) request with an EAS of 16 November 1988.

f. On 11 November 1988, Petitioner reenlisted for 3 years with an ECC of 10 November 1991.

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g. In accordance with reference (c), DD Form 214 will not be furnished to Marines discharged for the purpose of immediate reenlistment in the Marine Corps and remaining on active duty.

h. On 29 July 1992, President, Physical Evaluation Board notified Commandant of the Marine Corps (CMC) that Petitioner was found to be physically unfit to perform the duties of his office, grade, or rank. The CMC was requested to effect Petitioner's permanent separation from the Naval service with severance pay but without further disability benefits. Petitioner's percentage of disability 10%.

i. Petitioner was issued a DD Form 214 for the period of 11 November 1988 to 18 September 1992 due to physical disability, with severance pay.

#### CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosures (b) and (c), the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded that Petitioner entered active duty on 16 April 1984 and in accordance with reference (b), Petitioner should have been issued a DD Form 214 upon his reenlistment. Therefore, Board agreed to issue Petitioner a DD Form 214 for the period of 16 April 1984 through 10 November 1988; Petitioner's DD Form 214 with a separation date of 18 September 1992 will remain unchanged.

#### RECOMMENDATION

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

Petitioner will be issued a DD Form 214 for a period of honorable service from 16 April 1984 to 10 November 1988 due to expiration of term of enlistment.

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.

4/4/2022

[REDACTED]