



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

█
Docket No: 1626-22
Ref: Signature Date

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

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

Ref: (a) 10 U.S.C. § 1552

Encl: (1) DD Form 149

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 her father's record be corrected to change the date of birth listed on his Armed Forces of the United States Report of Transfer or Discharge (DD Form 214).

2. The Board consisting of █ and █ reviewed Petitioner's allegations of error and injustice on 28 March 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..

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 the enclosure was not filed in a timely manner, it is in the interest of justice to review the application on its merits.

c. The Petitioner's father enlisted in the Navy began a period of active duty on 16 July 1940. On 16 July 1946, Petitioner's father was honorably discharged from service by reason of completion of active duty service. Upon his discharge from the Navy, the Petitioner's father received and signed a DD form 214 reflecting a date of birth of █. On 14 October 1946, the Petitioner's father signed a reenlistment contract with a date of listed as █. On 16 October 1946, Petitioner's father began a second period active duty. On 7 August 1950, the Petitioner's father was honorably discharged from service by reason of expiration of term of active obligated service. Upon his discharged from the Navy, the Petitioner's father received and

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[REDACTED]

signed a DD Form 214 reflecting a date of birth of [REDACTED]. On 8 August 1950, the Petitioner's father reenlisted in the Navy and began a third period of active duty. On 1 August 1956, the Petitioner's father was honorably discharged by reason of immediate reenlistment. Upon his discharge from the Navy, the Petitioner's father received and signed a DD Form 214 with a date of birth reflecting as [REDACTED]. On 2 August 1956, the Petitioner's father signed an enlistment contract with date listed as [REDACTED]. On the same date, the Petitioner's father began a fourth period of active duty. On 18 July 1960, the Petitioner's father was honorably discharged from the Navy by reason of transfer to fleet reserves.

d. On 24 November 2008, Petitioner's father passed away. Petitioner subsequently received his Death Certificate from the State of [REDACTED] with a date of birth listed as [REDACTED]

e. Petitioner is requesting a correction of her father's date of birth on his DD Form 214. Her father lied about his birth date with the intent to join the service during WWII. Her father passed away in November of 2008 and he is buried at a Veterans Memorial Cemetery. Petitioner's father spouse has requested to be buried with him, causing next of kin to be worried that such discrepancy with his DOB will cause her mother's request to be denied.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action. While the Board notes the Petitioner's entire record reflects a date of birth of [REDACTED] vice [REDACTED], the Board concluded it was in the interest of justice to make this change based on the death certificate issued by the State of [REDACTED]. In this regard, the Petitioner's father date of birth should be corrected to reflect [REDACTED].

In view of the above, the Board directs the following corrective action.

RECOMMENDATION:

That Petitioner's father be issued a Correction to DD Form 214, Armed Forces of the United States Report of Discharge (DD Form 215) reflecting a correct date of birth of [REDACTED].

That a copy of this Report of Proceedings be filed in Petitioner's father 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 Regulation, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing

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[REDACTED]

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

4/12/2022

[REDACTED]

Executive Director

[REDACTED]