



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

[REDACTED]
Docket No. 1739-22
Ref: Signature Date

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

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

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

Encl: (1) DD Form 149 w/attachments
(2) HQMC memo 1820 MMSR-5 of 21 Mar 22
(3) 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 1 August 2015.

2. The Board, consisting of [REDACTED] and [REDACTED] reviewed Petitioner's allegations of error and injustice on 7 April 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 26 May 2006, Petitioner entered the Officer Candidate Course (OCC) Program.
- b. On 21 January 2007, Petitioner was joined to active duty for training.
- c. On 2 February 2007, Petitioner was disenrolled from the OCC Program.
- d. On 2 August 2007, Petitioner reentered into the OCC Program.
- e. On 22 September 2007, Petitioner was joined to active duty for training, Pay Entry Base Date was established this date.

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- f. On 29 November 2007, Petitioner completed OCC training and separated to accept appointment in the United States Marine Corps Reserve (USMCR).
- g. On 30 November 2007, Petitioner was commissioned in the USMCR – C1 status.
- h. On 25 May 2015, Petitioner’s anniversary year ending this date reflects 50 total points credited and a satisfactory year of qualifying service.
- i. Sometime after January 2022, Petitioner’s anniversary date is corrected to 2 August. The anniversary year ending 1 August 2015 reflects 37 total points credited and unsatisfactory year of qualifying service.
- j. On 1 April 2022, Marine Corps Total Force System Career Retirement Credit Record (CRCR) reflects 13 years of total qualifying service.
- k. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner’s application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. Petitioner’s anniversary year was correctly started on 26 May 2006; however, when he was disenrolled from the OCC program the contractual obligation ended but the anniversary was erroneously used to show no break in service. 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. Upon the Marine Corps correcting the anniversary date to 2 August, 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 1 August 2015. 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 1 August 2015 has 50 total points credited 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 1 April 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.

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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.

4/29/2022

[REDACTED]

Deputy Director

[REDACTED]