



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

█
Docket No: 1919-22

Ref: Signature date

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

Subj: REVIEW OF NAVAL RECORD OF █
█ USMC

Ref: (a) 10 U.S.C. § 1552
(b) USECDEF Memo of 25 Jul 18 (Wilkie Memo)

Encl: (1) DD Form 149 w/ enclosures
(2) Case Summary

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 correction to Block 15, Date Entered Active Duty This Period, in his Report of Separation from Active Duty (DD Form 214 MC). Enclosures (1) and (2) apply.

2. The Board, consisting of █ reviewed Petitioner's allegations of error and injustice on 30 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 Petitioner's naval record, 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 Petitioner's application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider the application on its merits.

c. Petitioner enlisted and began a period of active duty on 31 May 1974 at 1st Recruit Training Battalion, Recruit Training Regiment, █. When Petitioner was honorably released from active duty on 29 May 1976, the date entered into Block 15 of his DD Form 214 MC was recorded as "30 May 1975" rather than "31 May 1974."

d. Petitioner contends that the date in his discharge record is an error and should be corrected.

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[REDACTED] USMC

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concluded that the Petitioner's request warrants favorable action in the form of relief. The Board reviewed his application under the guidance provided in reference (b). The Board observed that Petitioner's service records document the date he began recruit training as well as his various duty assignments from 31 May 1974 onward. The Board also noted that Petitioner's discharge record specifies 2 years of net active service in spite of the 30 May 1975 entry date. As a result, the Board determined the date entered into Block 15 at the time of Petitioner's discharge is clearly erroneous and merits relief.

In view of the foregoing, the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

That Petitioner be issued a Correction to Certificate of Release or Discharge from Active Duty (DD Form 215) indicating that the correct Block 15, Date Entered Active Duty This Period in his DD Form 214 MC is "31 May 1974."

That no further changes be made to Petitioner's record.

A copy of this report of proceedings 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 Regulation, 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 reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

4/6/2022

[REDACTED]

Executive Director

[REDACTED]