



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

██████████  
Docket No: 3046-22  
Ref: Signature Date

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

Subj: REVIEW NAVAL RECORD OF FORMER MEMBER ██████████  
██████████ [PRESENTLY ██████████], USN, XXX-XX-██████████

Ref: (a) 10 U.S.C. §1552  
(b) OSD/DOD Name Change Provisions/Guidance

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

1. Pursuant to the provisions of reference (a), Petitioner, a former member of the Navy, filed enclosure (1) with this Board requesting a change to his naval record, specifically, to correct the record to reflect a name change. Enclosures (1) and (2) apply.

2. The Board, consisting of ██████████, ██████████, and ██████████, reviewed Petitioner's allegations of error and injustice on 6 May 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 the naval records, 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. At the time of Petitioner's entrance into the Navy, Petitioner's legal name was "██████████ ██████████." Petitioner served an initial enlistment from 6 January 1984 – 5 January 1988 and was honorably discharged for release from active duty and transfer to the naval reserves. Petitioner was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for that period of service. Petitioner was issued two additional DD Forms 214 for periods of honorable active service from 27 December 1990 – 3 April 1991 and 23 March 2003 – 29 June 2003. Petitioner continued to serve in the naval reserve and was issued a final Honorable Record of Discharge from the U.S. Navy Reserve (Inactive) (PERS 93/14265) on 7 April 2015. In this regard, Petitioner was issued discharge records a based on the name used while serving in the Navy, specifically, "██████████."



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c. After discharge from the Navy, Petitioner, who is a transgender woman, had her name legally changed from "[REDACTED]" to "[REDACTED]" to align with her gender identity. In support of this request, Petitioner submitted a "final order to change the name and sex/gender identifier of an adult" from the [REDACTED] District Court of [REDACTED], a medical confirmation letter from the Department of Veterans Affairs, and a driver's license issued by the state of [REDACTED].

d. Based on the guidance reflected in reference (b) from the Office of the Secretary of Defense (OSD) and Department of Defense (DOD), former military personnel who have legally changed their name and sex, or are the subject of gender reassignment, may have their DD Form 214 changed to accurately reflect their present name and sex/gender. In this regard, the change may allow them to obtain various benefits, services, employment, etc., without being subject to otherwise invasive questions. However, the provisions/guidance only apply to the service-member's DD Form 214, and as such, no further changes will be made to the record, including changing gender identifiers.

#### CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes Petitioner's request warrants favorable action.

The Board noted Petitioner has provided sufficient legal evidence (specifically, a medical confirmation letter from the Department of Veterans Affairs, a court order from the [REDACTED] District Court of [REDACTED], and a [REDACTED] state driver's license) supporting Petitioner's request. The Board found the legal actions taken by civilian authorities to change Petitioner's name to align with Petitioner's gender identity, along with the provisions/guidance of reference (b), sufficient to support a change to reflect Petitioner's legal name in all previously issued discharge certificates and records.

In this regard, the Board noted that normally a DD Form 215 would be issued to correct the record, however, the Board concluded new and updated DD Forms 214 for each of Petitioner's three periods of active service, as well as a record of discharge from the naval reserve, are warranted to eliminate the possibility of invasive questions. The Board further concluded that no other changes should be made to Petitioner's record (including not making changes to gender identifiers), and that both the previously issued DD Forms 214 and Record of Discharge from the U.S. Naval Reserve (Inactive), and the new DD Forms 214 and Record of Discharge from the U.S. Naval Reserve (Inactive) bearing the name "[REDACTED]" should remain in the record for historical purposes.

#### RECOMMENDATION:

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

Petitioner's naval record, specifically, Block 1 of all three previously issued DD Forms 214 and the "Name" block of his Record of Discharge from the U.S. Navy Reserve, be corrected to reflect the name "[REDACTED]," instead of "[REDACTED]."

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Petitioner be issued the three new DD Forms 214 and a new Record of Discharge from the U.S. Navy Reserve (Inactive), which reflects the name "[REDACTED]."

Petitioner be issued new discharge certificates which reflect the name "[REDACTED]."

That a copy of this report of proceedings be filed in Petitioner's naval record, along with the previously issued DD Forms 214 which reflect the name "[REDACTED]," and the updated DD Forms 214 which reflect the name "[REDACTED]."

That no further changes be made to the 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 reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

5/25/2022

[REDACTED]

Executive Director

Signed by: [REDACTED]