



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

[REDACTED]
Docket No. 3352-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN RET,
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552

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 to reflect service dates of 12 June 1966 to 30 June 1986 on Department of Veterans Affairs (DVA) Rating Decision letter of 12 April 2022.

2. The Board, consisting of [REDACTED], reviewed Petitioner's allegations of error and injustice on 28 July 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 10 May 1966, Petitioner enlisted in the United States Naval Reserves for a term of 6 years and discharged on 12 June 1966 to enter United States Navy on 13 June 1966.

b. Petitioner served in USN from 13 June 1966 through 9 September 1969 when he discharged for immediate reenlistment on 10 September 1969 for a term of 6 years. Petitioner issued DD Form 214N, Armed Forces of the United States Report of Transfer or Discharge indicating erroneous date of entry on 13 June 1969 vice 13 June 1966 but correctly captured the net active service as 3 years, 2 months, and 27 days.

c. On 9 June 1975, Petitioner discharged for immediate reenlistment on 10 June 1975 for a term of 6 years. Petitioner issued DD Form 214N, Report of Separation from Active Duty for period of active duty service from 10 September 1969 to 9 June 1975.

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d. On 8 August 1982, Petitioner discharged for immediate reenlistment on 9 August 1982 for a term of 4 years. Petitioner issued DD Form 214, Certificate of Release or Discharge from Active Duty for period of active duty service from 10 June 1975 to 8 August 1982.

e. Petitioner transferred to the Fleet Reserve effective 1 July 1986 and issued DD Form 214, Certificate of Release or Discharge from Active duty for period of active due service from 9 August 1982 through 30 June 1986 and total active duty service of 20 years, 00 months, and 18 days.

f. On 12 April 2022, Petitioner was issued a Rating Decision letter incorrectly indicating "You served in the Navy from August 9, 1982 to June 30, 1986."

CONCLUSION

Upon review and consideration of all the evidence of record, the Board concluded it does not have the authority to correct the DVA Rating Decision letter issued to Petitioner on 12 April 2022. An audit of Petitioner's record reflects continuous active duty service of 20 years and 18 days. However, an administrative error was found on Petitioner's DD Form 214 dated 9 September 1969, therefore, the Board believed, under these circumstances, partial relief is warranted.

RECOMMENDATION

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

Petitioner issued DD Form 215, Correction to DD Form 214, Certificate of Release or Discharge from Active Duty dated 9 September 1969 changing Block 17b (Date of Entry) "13 June 1966" vice "13 June 1969."

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.

8/10/2022

[REDACTED]