



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

[REDACTED]
Docket No. 4096-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF [REDACTED], USNR RET, XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVMILPERSCOMINST 1900.1B of 11 Sep 86
(c) BUPERSINST 1900.8 of 28 Jun 93

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 show item 12a (Date Entered AD This Period) on Petitioner's Certificate of Release or Discharge from Active Duty (DD Form 214) issued effective 7 February 1995 reflects 18 November 1988 vice 8 February 1993 per reference (b).

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 23 June 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, finds as follows:

a. On 28 September 1984, Petitioner enlisted for 8 years in the U.S. Naval Reserve with an Expiration of Obligated Service of 27 September 1992. On 5 December 1984, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 4 December 1988. Petitioner was honorably discharged and was issued a DD Form 214 for the period of 5 December 1984 to 17 November 1988 for immediate reenlistment and within 3 months of expiration of enlistment. On 18 November 1988, Petitioner reenlisted for 4 years in the U.S. Navy with an EAOS of 17 November 1992. On 16 December 1991, Petitioner signed an agreement to extend enlistment for 3 months with a Soft End of Active Obligated Service (SEAOS) of 17 February 1993. On 8 February 1993, Petitioner reenlisted for 2 years in the U.S. Navy with an EAOS of 7 February 1995.

b. Petitioner was honorably discharged and was issued a DD Form 214 for the period of 8 February 1993 to 7 February 1995 upon completion of required active service.

c. On 22 January 1999, Petitioner reenlisted for 2 years in the U.S. Naval Reserve with an Expiration of Reserve Enlistment (EREN) of 21 January 2001.

d. On 21 March 2001, Commander, Naval Reserve Recruiting Command issued Petitioner an administrative Remarks. Petitioner acknowledged accession in lieu of recommendation on members who

have never been in a drilling status. Petitioner declared prior service in both the U.S. Navy and U.S. Navy Reserve. On 21 March 2001, Petitioner reenlisted for 2 years in the inactive U.S. Naval Reserve with an EREN of 20 March 2003.

e. On 20 February 2002, Petitioner signed an agreement to extend enlistment for 24 months with a Soft Expiration of Reserve Enlistment (SEREN) of 20 March 2005. On 20 November 2003, Petitioner signed an agreement to extend enlistment for 12 months with a SEREN of 20 March 2006. Petitioner was honorably discharged and was issued a DD Form 214 for the period of 17 November 2001 to 20 March 2006 upon completion of required active service.

f. On 22 June 2006, Petitioner reenlisted for 2 years in the inactive U.S. Naval Reserve with an EREN of 21 June 2008. On 7 May 2008, Petitioner signed an agreement to extend enlistment for 24 months with a SEREN of 21 June 2010.

g. On 7 June 2010, Commander, Navy Personnel Command notified Petitioner of eligibility (NOE) to receive retired pay at age 60 and participate in the reserve component survivor benefit plan (RCSBP). On 22 June 2010, Petitioner signed an agreement to extend enlistment for 3 months with a SEREN of 21 September 2010.

h. On 23 July 2010, Commander, Navy Personnel Command notified Petitioner that his request was approved and authorized his transfer to Retired Reserve status effective 1 June 2010.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b)¹, the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded that the Petitioner served on active duty from 18 November 1988 to 7 February 1993 and in accordance with reference (b), Petitioner should have been issued a DD Form 214 for that period. It was not until reference (c)² was published that a service member could have had multiple continuous active service periods reflected on one DD Form 214, therefore, correction block 12a of Petitioner's DD Form 214 effective 7 February 1995 is not appropriate.

RECOMMENDATION

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

Petitioner was issued a DD Form 214 for the period of 18 November 1988 to 7 February 1993.

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

¹ Reference (b), the DD Form 214 is prepared to cover periods of service on active duty, temporary active duty, some periods of active duty for training, certain periods terminated by a change of status not concurrent with separation from active service, and release from a status that is legally determined to be void. The DD Form 214 will be prepared and furnished to members while serving on active duty when they have a change of status or component as follows: Discharged for the purpose of immediate enlistment or reenlistment.

² Reference (c), the DD 214 is prepared to cover periods of service on active duty, active duty for training, full-time training duty, active duty for special work, certain periods terminated by a change of status not concurrent with separation from active service, and release from a status that is legally determined to be void. The DD 214 will not be prepared or issued in the case of personnel: Who are discharged for immediate enlistment or reenlistment.

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That 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 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.

7/8/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]