



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

[REDACTED]
Docket No. 4436-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED] [REDACTED], USNR,
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVMILPERSCOMINST 1900.1A

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 a discharge date of 23 May 1985 on his Certificate of Release or Discharge from Active Duty (DD Form 214).

2. The Board, consisting of [REDACTED], and [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 9 March 1981, Petitioner enlisted in the Naval Reserve for a term of 8 years of which 4 years was an active duty obligation, and entered active duty on 8 February 1982.

b. On 23 May 1985, Petitioner discharged for immediate reenlistment¹ on 24 May 1985 for a term of 6 years. Petitioner was issued a DD Form 214 indicating an erroneous separation date of 26 May 1985 vice 23 May 1985.

c. On 23 May 1991, Petitioner discharged upon completion of enlistment executed on

¹ Reference (b), the DD Form 214 was prepared and furnished to members while serving on active duty when they have a change of status or component to include enlisted personnel discharged for the purpose of immediate enlistment or reenlistment.

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24 May 1985. Petitioner was issued a DD Form 214 indicating a period of active duty service from 24 May 1985 through 23 May 1991 and correctly captured total prior active service of 3 years, 3 months, and 16 days.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. An audit of Petitioner's record reflects an administrative error on his DD Form 214 ending on 26 May 1985 (separation date this period), therefore, the Board felt, under these circumstances, 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 dated 26 May 1985 modifying Block 12b (Separation Date this Period) "85 May 23" vice "85 May 26"; Block 12c (Net Active Service this Period) "3 years, 3 months, and 16 days" vice "3 years, 3 months, and 19 days"; and Block 18 (Remarks) Immediate Reenlistment "24 May 1985" vice "27 May 1985."

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

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.

8/11/2022

[REDACTED]
Deputy Director
[REDACTED]