



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

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Docket No. 4739-22
Ref: Signature Date

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Dear █,

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

Although your 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 your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 20 July 2022. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested a change in your Separation Program Designator (SPD) code to establish eligibility to receive Involuntary Separation Pay (ISP). The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that you originally discharged from the Navy on 27 March 1998 with a SPD of "GKQ" (Misconduct due to Commission of a Serious Offense) with a Characterization of Service of General (Under Honorable Conditions) and a Reentry Code of RE-4. In accordance with Secretary of the Navy Instruction 1900.7G, enlisted members separated because of misconduct or unsatisfactory performance are not eligible for ISP. The Board determined when your discharge was upgraded [Docket No.1509-20], the misconduct in your record was not expunged. Therefore, the original SPD of "GKQ" and upgraded SPD of

“JFF” (Secretarial Authority) are the most appropriate SPD codes based on your service record. Neither of these codes establish eligibility to receive ISP. The Board also noted, Defense Finance and Accounting Service does not have record of you receiving, nor being recouped, ISP. Therefore, in the absence of sufficient new evidence for reconsideration, the decision of the Board is final, and your only recourse would be to seek relief, at no cost to the Board, from a court of appropriate jurisdiction.

Sincerely,

7/27/2022

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Deputy Director

Signed by: ■