



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

██████████  
Docket No: 4745-22  
Ref: Signature Date

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

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

Ref: (a) 10 U.S.C. 1552  
(b) OSD/DOD Name Change Provisions/Guidance  
(c) 10 U.S.C. 654 (Repeal)  
(d) UNSECDEF Memo of 20 Sep 11 (Correction of Military Records Following Repeal of 10 U.S.C. 654)

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

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 name change.

2. The Board, consisting of ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 11 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 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. Petitioner enlisted in the Navy and began a period of active duty on 17 April 2017. On 27 July 2018, Petitioner was honorably discharged from the Navy by reason of erroneous entry-other and assigned an RE-3E reentry code. In this regard, Petitioner was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) based on the name used while serving in the Navy, specifically, "██████████."

c. After discharge from the Navy, Petitioner, who is a transgender man, requested to have his name legally changed from "██████████" to "██████████" to align with his gender identity.

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED],  
USN, [REDACTED] [PRESENTLY [REDACTED]]

d. On 22 August 2019 the Lieutenant Governor of the State of [REDACTED] granted Petitioner's request to change his name to [REDACTED]."

e. In support of his request, Petitioner provided multiple forms of documentation to include a state order, state identification card, military identification card, and social security card.

f. Based on the guidance reflected in reference (b) from the Office of the Secretary of Defense and Department of Defense, 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, and the law and policy established in references (b) through (d), the Board concludes that Petitioner's request warrants relief.

In regard to Petitioner's name change, the Board noted Petitioner provided sufficient legal evidence to support his request. The Board found the legal actions taken by civilian authorities to change Petitioner's name to align with his gender identity, along with the provisions/guidance of reference (b), support a change to his DD Form 214 to reflect Petitioner's legal name.

The Board noted that typically a DD Form 215 would be issued to correct the record, however, the Board concluded a new and updated DD Form 214 is 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 Form 214, and the new DD Form 214 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 the DD Form 214, be corrected to reflect the name "[REDACTED]" instead of "[REDACTED]."

That Petitioner be issued a new DD Form 214 reflecting the corrected name.

That no further changes be made to the record.

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED],  
USN, [REDACTED] [PRESENTLY [REDACTED]]

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.

7/29/2022

[REDACTED]

Deputy [REDACTED]

[REDACTED]