



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

█
Docket No: 4945-22

Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER █
█ USMC

Ref: (a) 10 U.S.C. § 1552

Encl: (1) DD Form 149

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 her record be corrected to change the date of birth listed on her discharge documents.

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 21 September 2022 and, pursuant to its regulations, determined that the corrective action indicated below should be taken. Documentary material considered by the Board consisted of Petitioner's application together with all material submitted in support thereof, relevant portions of Former Member'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. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. Although the enclosure was not filed in a timely manner, it is in the interest of justice to review the application on its merits.

c. The Petitioner enlisted in the Marine Corps and completed a period of honorable service from 23 January 1989 to 22 January 1993.

d. At the time of Petitioner's discharge, she was issued a Certificate of Release or Discharge from Active Duty (DD Form 214). Block 5 of Petitioner's DD Form 214 reflects her date of birth (DOB) as █.

e. Petitioner requests correction of the DOB listed on her DD Form 214 from █ to █. Petitioner provided a copy of her certificate of naturalization issued by

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED]
[REDACTED] USMC

the Department of Homeland Security and birth certificate from the [REDACTED]. Those documents shows an individual with the same first and last name as the Petitioner was born on [REDACTED]. Petitioner also provided an affidavit of support and a divorce decree.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action. There is no evidence indicating the DOB shown on the applicant's birth certificate was ever recorded in her military service record. The Board found it reasonable that the Petitioner desires to record her DOB in her military records as it is listed on her birth certificate. In this regard, the Board determined the evidence submitted by the Petitioner was a sufficiently compelling reason for adjustment of the DOB listed on her DD Form 214. In this regard, Petitioner's DOB should reflect [REDACTED].

In view of the above, the Board directs the following corrective action.

RECOMMENDATION:

That Petitioner be issued a Correction to DD Form 214, Certificate of Release or Discharge from Active Duty (DD Form 215) which reflects Petitioner's DOB as [REDACTED].

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 Regulation, 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.]

9/30/2022

[REDACTED]