

## **DEPARTMENT OF THE NAVY**

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

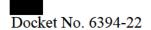
> Docket No. 6394-22 Ref: Signature Date

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.

A three-member panel of the Board, sitting in executive session, considered your application on 20 September 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.

You were discharged with an honorable character of service and was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 28 November 1969 to 11 July 1972 upon completion of required active service. On 30 June 1980, you reenlisted in the U.S. Navy under the Other Service Veterans program for 3 years with an end of active obligated service (EAOS) of 29 June 1983. You were discharged with an honorable character of service and was issued a DD Form 214 for the period of 30 June 1980 to 15 June 1983 for immediate reenlistment. On 16 June 1983, you reenlisted for 6 years with an EAOS of 15 June 1989. On 24 February 1988, you signed an agreement to extend enlistment for 23 months with a Soft End of Active Obligated Service (SEAOS) of 15 May 1991. On 25 March 1991, you signed an agreement to extend enlistment for 24 months with a SEAOS of 15 May 1993. On 22 April 1993, you reenlisted for 4 years with an EAOS of 21 April 1997. On 11 April 1994, you signed an agreement to extend enlistment for 7 months with a SEAOS of 21 November 1997. On 14 March 1995, you signed an agreement to extend enlistment for 1-month with a SEAOS of 21 December 1997.

On 2 October 1996, BUPERS Reenlistment Manager, notified your unit that your request for transfer to Fleet Reserve was authorized with an effective date of 30 November



1997. Furthermore, it listed your time on active duty with the U.S. Army from 28 November 1969 to 11 July 1972. Moreover, you earned 20 years and 15 days of active service. On 4 December 2007, Commander, Navy Personnel Command notified you that upon your completion of 30 years of active/inactive duty service or otherwise meeting eligibility requirements, the Secretary of the Navy authorized your transfer to the Retired List of the Regular Navy/Navy Reserve. Per MILPERSMAN 1820-010, you were transferred to the Retired List effective the date indicated.

In accordance with Defense Finance and Accounting Service (DFAS) HUNT system, you have a total active service of 20 years and 15 days.

You requested that the Navy factor in your time served on active duty in the Army to your total time served and to audit your financial record for military pay and military retirement benefits owed to you. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertion that you are missing out on retirement benefits and on cumulative years raises while serving on active duty in the U.S. Navy because the Army time was not factored in. However, the Board concluded that the DFAS HUNT System shows that your retirement pay is based on 20 years and 15 days of active service. This matches the statement of service on your retirement message, showing your time in the U.S. Army, and a total of 20 years and 15 days of active duty. Therefore, the Board found no error or injustice to warrant a change to your record.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

