



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

[REDACTED]
Docket No. 6503-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]
XXX XX [REDACTED] USMCR

Ref: (a) Title 10 U.S.C. § 1552
(b) DODI 1215.07

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 establish credit of 78 inactive duty points that were lost after correction to anniversary date.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 22 September 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 16 October 1991, Petitioner enlisted in the United States Marine Corps Reserve (USMCR) for a term of 8 years.

b. On 2 February 1992, Petitioner executed active duty for training orders with [REDACTED] and discharged on 20 February 1992 due to being found not physically qualified.

c. On 5 June 1992, Petitioner executed new enlistment in the USMCR for a term of 8 years and reported to [REDACTED] for duty under instruction.

d. On 2 April 1993, Petitioner appointed 2nd Lieutenant in USMCR on active duty status, released from active duty on 15 January 1997 and transferred to the Individual Ready Reserve.

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e. On 21 July 1997, Petitioner transferred to a Selected Marine Corps Reserve unit. Petitioner anniversary date erroneously remained 16 October 1991.

f. On 6 January 2022, Petitioner's Career Retirement Credit Record (CRCR) reflects 1382 total inactive duty points, 1345 inactive duty points credit, 5124 active duty point and 6394 total points credit.

g. On 6 January 2022, Marine Forces Reserve, Installation Personnel Administration Center conducted an audit of the Petitioner's record and corrected his anniversary date from 16 October to 5 June.

h. Petitioner executed paid inactive duty training (IDT) periods on 11/12 January 2022 for a total of four inactive points.

i. On 24 January 2022, Petitioner's CRCR reflects 1445 total inactive duty points, 1330 inactive duty points credit, 5152 total active duty points and 6347 total points credit.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board determined that per the retirement point credit limitation outlined in reference (b)¹ it is inappropriate to just to calculate the differences of the inactive duty point adjustment due to the correction of the anniversary year to determine any lost points. The total points credited number is the relevant issue. The Petitioner had 6394 total points credited prior to the correction of the anniversary year and 6347 total points credited after the correction. This total did not include the four IDT periods conducted on 11 January 2022 and 12 January 2022. The Board concluded, Petitioner lost 51 total points after correction of his anniversary year, therefore, under these circumstances, partial relief warranted.

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner's current total points is credited with 51 additional points; this includes four points for IDTs completed on 11 January 2022 and 12 January 2022. Note: Points may be distributed in any anniversary year not to exceed the 365/366 point limit for that respective year.

The part of Petitioner's request for corrective action that exceeds the foregoing is denied in accordance with the maximum retirement points authorized per reference (b).

¹ Reference (b) outlines the maximum inactive points credit members can receive for each anniversary year. A maximum of 60 retirement points for anniversary year closing before 23 September 1996; 75 points for anniversary years closing on or after September 23, 1996, but before October 30, 2000; 90 points for anniversary years closing on or after October 30, 2000, but before October 30, 2007; and 130 points for anniversary years closing on or after 30 October 2007. One point is earned for each IDT period completed, for a maximum of two points per day. However, only one point per day is earned while executing active duty orders. A member may receive a maximum of 365 total points credited (366 in a leap year) per anniversary year.

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A copy of this Report of Proceedings will 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.

10/7/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]