



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

■
Docket No: 6607-22
Ref: Signature Date



Dear Petitioner:

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 application on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 5 December 2022. The names and votes of the panel members 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 the 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, to include the 25 July 2018 guidance from the Under Secretary of Defense for Personnel and Readiness regarding equity, injustice or clemency determinations (Wilkie Memo).

You enlisted in the Marine Corps and began a period of active duty on 27 March 1975. On the same date, you signed an enlistment contract with your social security number (SSN) listed as XXX-XX-■. On 21 March 1977, you were honorably discharged from the Marine Corps. On the same date, you received and signed a Report of Separation from Active Duty (DD Form 214), with Block 3 reflecting a SSN of XXX-XX-■.

The Board carefully considered all potentially mitigating factors to determine whether the interests of justice warrant relief in your case in accordance with the Wilkie Memo. These included, but were not limited to, your desire to change the social security number listed on your DD Form 214. You contend that you lost your social security card and need your DD Form 214 to reflect the new SSN issued to you.

After thorough review, the Board concluded these potentially mitigating factors were insufficient to warrant relief. The Board reviewed your official military personnel file (OMPF) and the documents you submitted to support your request. However, the Board noted that you did not

use the requested SSN during your military service. Further, you have provided no documentation, such as a letter from the Social Security Administration or tax records that supports a conclusion that the SSN recorded in your military record was incorrect at the time. The Board also noted that the social security card you submitted was illegible and issued without a date. The Maine Corps has an interest in maintaining the integrity of its records for historical purposes. The information in those records must reflect the conditions and circumstances that existed at the time the records were created. In the absence of evidence that shows a material error or injustice, the Board determined your record should not be adjusted. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

An updated and legible copy or verification from the social security administration to reflect your social security number is required to allow the Board to properly adjudicate your request. Please note social security verifications are available online. The public can get an instant verification letter online with a personal “my Social Security” account, or you may call the social security administration toll-free to request a letter by mail. Please feel free to submit a new application once you have obtained the requested supporting documentation.

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.

Sincerely,

12/29/2022

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Executive Director

Signed by: █