



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

[REDACTED]
Docket No. 6945-22
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVMILPERSCOMINST 1900.1, 13 Sep 79

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 show Petitioner's active duty period during assignment to Foreign Duty location [REDACTED] is added to his Certificate of Release or Discharge from Active Duty (DD Form 214).

2. The Board, consisting of [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 29 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, 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. On 16 September 1969, Petitioner enlisted in the U.S. Naval Reserve for 6 years with an expiration of obligated service of 15 August 1975.

c. On 5 January 1970, Petitioner entered active duty for 4 years with an end of active obligated service (EAOS) of 4 January 1974.

d. Petitioner was Discharged with an Honorable character of service and was issued a DD Form 214 for the period of 5 January 1970 to 17 May 1973 upon immediate reenlistment.

e. On 18 May 1973, Petitioner reenlisted for 4 years with an EAOS of 17 May 1977.

f. On 10 February 1974, Petitioner reported to [REDACTED] for duty.

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[REDACTED]

g. On 17 December 1976, Petitioner signed an agreement to extend enlistment for 36 months with an soft end of active obligated service of 17 May 1980 in order to have sufficient obligated service to accept orders for recruiting duty.

h. On 11 January 1977, Petitioner transferred from [REDACTED].

i. Petitioner was Discharged with an honorable character of service and was issued a DD Form 214 for the period of 18 May 1976 to 17 May 1980 upon completion of required active service.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b)¹ and enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that Petitioner served on active duty continuously from 5 January 1970 to 17 May 1980. In accordance with reference (b), petitioner was issued a DD Form 214 upon his reenlistment on 18 May 1973. Petitioner's subsequent DD Form 214 executed on 17 May 1980 should reflect that block 12a (date entered active duty this period) listed 18 May 1973, the date of his reenlistment; however, it listed 18 May 1976, creating a gap in Petitioner's active duty service.

RECOMMENDATION

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

Petitioner's DD Form 214 executed on 17 May 1980 listed block 12a (Date entered active duty this period) 18 May 1973 vice 18 May 1976, and 12f (Foreign Service) listed 2 years, 11 months, and 2 days. Note: That any other entries affected by the Board's recommendation be corrected.

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
[REDACTED]

¹ Reference (b), Personnel continuing on Active Duty. The DD Form 214 will be furnished to members while serving on active duty when they have a change of status or component as follows: Discharged for the purpose of immediate enlistment or reenlistment.