



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

[REDACTED]
Docket No. 7070-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED] [REDACTED] USN RET, [REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVMILPERSCOMINST 1900.1A
(c) BUPERINST 1900.8

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 reflect his Certificate of Release or Discharge from Active Duty (DD Form 214) ending on 31 March 2005 that his block 12a is 23 August 1978 and adjustment to block 12c as required.

2. The Board, consisting of [REDACTED] and [REDACTED] reviewed Petitioner's allegations of error and injustice on 20 October 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 25 February 1978 Petitioner enlisted in the U.S. Naval (USN) Reserve for a term of 6 years, and completed a change of status and enlisted in the USN for a term of 4 years on 23 August 1978.

b. On 8 April 1982 Petitioner discharged for immediate reenlistment and issued DD Form 214 for active duty service period of 23 August 1978 through 8 April 1982, and reenlisted for a term of 2-years in USN on 9 April 1982.

c. On 9 January 1984 Petitioner discharged for immediate reenlistment and issued DD Form 214 for active duty service period of 9 April 1982 through 9 January 1984, and reenlisted for a term of 4 years in USN on 10 January 1984—thereafter, executed two (2) separate contract extensions.

d. On 1 May 1989 Petitioner issued DD Form 214 for active duty service period of 10 January 1984 through 1 May 1989. Block 18 (Remarks) indicated for immediate reenlistment effective 2 May 1989. However, Petitioner reenlisted on 3 May 1989 for a term of 3 years and there is no indication in his official military personnel file that a DD Form 215, Correction to DD Form 214 was generated.

e. On 31 March 2005 Petitioner transferred to Fleet Reserve and issued DD Form 214 for active duty service period of 3 May 1989 through 31 March 2005.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded the Petitioner's final DD Form 214 ending on 31 March 2005 is correct, however, DD Form 214 ending on 1 May 1989 contains an administrative error, thereby warranting partial relief.

RECOMMENDATION

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

Petitioner issued DD Form 215, Correction to DD Form 214 ending on 1 May 1989 modifying Block 12b (Separation Date this Period) "89 MAY 02" vice "89 MAY 01"; Block 12c (Net Active Service this Period) "05 years, 03 months, and 23 days" vice "05 years, 03 months, and 22 days"; and Block 18 (Remarks) Immediate Reenlistment effective, "89MAY03" vice "89MAY02."

The part of Petitioner's request for corrective action that exceeds the foregoing is denied in accordance with references (b) and (c).¹ Petitioner may request replacement copies of DD Form 214s that have been lost or destroyed by submitting an SF-180, Request Pertaining to Military Record to Navy Personnel Command (PERS-312).

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.

10/28/2022

[REDACTED SIGNATURE]

Deputy Director

[REDACTED]

¹ Reference (b), The DD Form 214 will be prepared and furnished to member while serving on active duty when they have a change of status or component such as enlisted personnel discharged for the purpose of immediate enlistment or reenlistment. Reference (c), ended the authorization to issue a DD Form 214 to members discharged for the purpose of immediate reenlistment in the Navy.