



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

█  
Docket No: 7239-22

Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER █, █,  
USN, XXX-XX █

Ref: (a) 10 U.S.C. 1552  
(b) BUPERSINST 1900.8 dtd 28 Jun 1993

Encl: (1) DD Form 149  
(2) Case summary  
(3) Naval record (excerpts)

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 by adding his prior honorable service to his DD Form 214.

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 26 October 2022 and, pursuant to its regulations, determined that the corrective action indicated below should be taken. Documentary material considered by the Board consisted of Petitioner's application together with all material submitted in support thereof, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies, and reference (b), the 25 July 2018 guidance from the Under Secretary of Defense for Personnel and Readiness regarding equity, injustice, or clemency determinations (Wilkie Memo).

3. The Board, having reviewed all the facts of record pertaining to the subject former member's allegations of error and injustice, finds as follows:

a. Before applying to this Board, the Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. Although enclosure (1) was not filed in a timely manner, it is in the interest of justice to review the application on its merits.

c. Petitioner enlisted in the Navy and began a period of active duty on 17 August 1987. On 17 July 1991, Petitioner reenlisted in the Navy for a period of 6 years of active duty.

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED],  
USN, XXX-XX-[REDACTED]

d. On 13 June 1996, Petitioner was convicted in a special court martial (SPCM) for three specifications of unauthorized absence (UA) totaling 225 days, wrongfully appropriation of advanced overseas housing allowance, and two specifications of failure to pay rental payments. Petitioner was sentenced to reduction in rank, confinement, forfeiture of pay, and a bad conduct discharge (BCD). On 28 May 1997, Petitioner was discharged with a BCD as a result of his court martial conviction.

e. Petitioner's record contains an administrative error. Petitioner's Certificate of Release or Discharge from Active Duty (DD Form 214) does not include his period of honorable service from 17 August 1987 to 16 July 1991. Per Reference (b), Box 18 should indicate Petitioner's periods of honorable service.

f. Petitioner requests his first period of honorable service to be indicated on his DD Form 214.

#### CONCLUSION:

Upon review and consideration of all the evidence of record, and in light of reference (b), the Board determined Petitioner's record warrants partial relief. The Board noted Petitioner's Certificate of Release or Discharge from Active Duty (DD Form 214) does not indicate his period of honorable service from 17 August 1987 to 16 July 1991. Therefore, the Board determined a correction to Petitioner's record is warranted as recommended below.

#### RECOMMENDATION:

In view of the above, the Board directs the following corrective action.

Petitioner be issued a Correction to Certificate of Release or Discharge from Active Duty (DD Form 215), to document that Petitioner had continuous honorable service from 17 August 1987 to 16 July 1991.

That no further changes be made to Petitioner's record.

That a copy of this report of proceedings 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 Regulation, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED],  
USN, XXX-XX-[REDACTED]

corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

11/18/2022

