



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

█
Docket No: 8119-22
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

Encl: (1) DD Form 149
(2) 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 Navy enlisted classification code (NEC) codes be accurately depicted on his DD Form 214. Enclosures (1) and (2) apply.

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error on 9 December 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 his naval service records, 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. Petitioner enlisted in the Navy began a period of service on 24 July 2008. He was discharged from the Navy, on 6 August 2020, for commission of a serious offense with a General (Under Honorable Conditions) characterization of service.

c. On 20 April 2022, the Naval Discharge Review Board (NDRB) granted Petitioner's request for a change to his discharge. Petitioner contended that his discharge was improper due to prejudicial errors of facts, law and procedures. The NDRB found Petitioner's discharge was improper and changed his characterization of service to Honorable and reason for separation to Secretarial Authority.

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d. Petitioner's record documents that he qualified Special Warfare Operator (NEC O26A) on 1 May 2010, qualified Special Warfare Sniper (NEC O19A) on 1 August 13, and qualified Navy Instructor (NEC 805A) on 1 November 2016.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board determined that the Petitioner's record warrants relief.

The Board noted the Petitioner's record is incomplete. They noted his record reflects that he is in fact qualified in Special Warfare Operator, Naval Special Warfare Sniper and Navy Instructor. Although the Petitioner contends the removal of his NEC codes were unjust, there was no documentation of the removal of the NEC codes in his record, nor did the Petitioner provide such documentation to show that it was removed. Therefore, the Board concluded that an error exists in Petitioner's DD Form 214 based on the missing NECs in Box 11 (Primary Specialty).

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

RECOMMENDATION:

That Petitioner be issued a Correction to DD Form 214 Report of Separation from Armed Forces of the United States (DD Form 215) which reflects the following Primary Specialties and length of time in Block 11:

NEC Code (026A) – Special Warfare Operator (SEAL);
NEC Code (019A) – Naval Special Warfare Sniper (NSW);
NEC Code (805A) – Navy Instructor

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

12/23/2022

