

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]
[REDACTED] USMCR

d. On 9 April 2020 the Commanding General, Marine Corps [REDACTED] Base notified Petitioner that per the provisions of MCO 1900.16 (MARCORSEPMAN) effective at 2359 on 20 April 2020, he will be released from active duty. Petitioner may proceed to his home of record or to any place he may elect. Petitioner was ordered to active duty from [REDACTED] [REDACTED]. Petitioner's home of record is [REDACTED].

e. On 28 January 2022 the Defense Finance and Accounting Service (DFAS) notified Petitioner that DFAS is the Department of Defense (DoD) agency responsible for collection of individual debts owed to the United States Government by former DoD employees, service members, or other debtors. Petitioner's debt(s) has been referred to the DFAS Debt Collection Management Office for collection. DFAS previously notified Petitioner of a debt owed to DoD and have not received a payment. This is Petitioner's final notice on his delinquent debt.

Debt is due to two payments received after Petitioner entered a No Pay status due to separation as of 03/20/2020. These payments are a regular payment of \$ [REDACTED], dated 15 April 2020, and a regular payment of \$ [REDACTED], dated 1 May 2020.

Debt is due to the loss or damage of government property. If Petitioner disagrees with the validity or amount of your debt, contact the pay office, DMPO, or AFAFO that placed him in debt and have them provide this office with proper documentation to alter or cancel the debt.

f. In the advisory opinion, attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. Petitioner entered into a 1-month extension prior to his ECC, changing his EAS to 20 April 2020. The extension was approved at the local command level and his new EAS was ran on 22 March 2020. On 28 April 2020, without HQMC approval his EAS was erroneously changed back to his original EAS of 20 March 2020 which then created a debt of [REDACTED]. Additionally, the IPAC erroneously issued a DD Form 214 and reported Petitioner's release from active duty with a separation date of 20 March 2020. There is evidence in Petitioner's record the IPAC was aware of the extension as Petitioner's Release from Active Duty Orders were certified by the same Personnel Officer, on the same day, with the correct effective date of 20 April 2020.

RECOMMENDATION

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

Petitioner's DD Form 214 block 12b (Separation Date this Period) listed "20 April 2020" vice "20 March 2020". Note: That any other entries affected by the Board's recommendation be corrected.

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Note: DFAS will complete an audit of Petitioner's records to determine if Petitioner is due any back pay and allowances.

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.

3/15/2023

[REDACTED]

Deputy Director

[REDACTED]