



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

[REDACTED]
Docket No. 1130-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED]
[REDACTED], USN, [REDACTED] (NEW NAME: [REDACTED]
[REDACTED].)

Ref: (a) 10 U.S.C. § 1552

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

1. Pursuant to the provisions of reference (a), Petitioner filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that her father's Report of Separation from the Armed Forces of the United States (DD Form 214) reflect his current legal last name. Enclosures (1) and (2) applies.

2. The Board consisting of [REDACTED] and [REDACTED] reviewed Petitioner's allegations of error and injustice on 1 May 2023 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 Subject's naval record, and applicable statutes, regulations, and policies.

3. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. Although enclosure (1) was not filed in a timely manner, it is in the interest of justice to review the application on its merits. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. Subject enlisted in the Navy and began a period of active duty on 24 February 1948. At the time of his enlistment, Subject signed an enlistment contract with his name reflecting as "[REDACTED]." On the same date, Subject signed a statement regarding a change in name in which he states that he preferred to use the last name "[REDACTED]" even though his legal name was "[REDACTED]."

b. On 11 January 1952, Subject was honorably discharged from service by reason of expiration of enlistment. Upon his discharge, Subject was issued a DD Form 214 with his name reflecting as "[REDACTED]."

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED]
[REDACTED] USN, [REDACTED] (NEW NAME: [REDACTED]
[REDACTED])

c. Petitioner contends that her father's last name listed in his military record is incorrect. The family is trying to get this correction done with the intent to have the correct burial marker on his final resting place.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action. The Board noted the Petitioner provided sufficient legal evidence of her father's legal name and concluded that his DD Form 214 should be changed to reflect his legal last name.

RECOMMENDATION:

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

That Petitioner be issued a DD form 215, Correction to Certificate of Release or Discharge from Active Duty (DD form 214) reflecting Subject's legal name as "[REDACTED]" vice "[REDACTED]"

That no further changes be made to Subject's naval record.

That a copy of this report of proceedings be filed in Subject'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.

5/18/2023

[REDACTED]

Deputy Director

[REDACTED]