



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

[REDACTED]
Docket No. 1198-23
Ref: Signature Date

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

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

Ref: (a) 10 U.S.C. § 1552

Encl: (1) DD Form 149 with attachments
(2) Case summary (excerpts)

1. Pursuant to the provisions of reference (a), Petitioner, is the widow of a former enlisted member of the Navy, filed enclosure (1) with this Board requesting that her husband's Armed Forces of the United States Report of Transfer or Discharge (DD Forms 214) indicate the former member's character of service. Enclosures (1) and (2) apply.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED], reviewed Petitioner's allegations of error and injustice on 24 February 2023 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 enclosure, relevant portions of the former member's 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. Although enclosure (1) was not filed in a timely manner, it is in the interest of justice to waive the statute of limitations and review the application on its merits.

c. The former member enlisted in the Navy and began a period of active duty on 12 November 1958. The former member was released from active duty on 8 November 1963 and transferred to the naval reserve. On 11 November 1964, the former member was honorably discharged from the inactive ready reserves. Upon review of the former member's record an administrative error was identified. Petitioner's DD Form 214, and Record of Discharge, Release from Active Duty, or Death (NAVPERS 601-14) does not indicate his character of service.

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

d. Petitioner contends she is trying to file a VA claim and is requesting her husband's character of service be indicated on his discharge documents.

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 former member's service record did not indicate any instance of misconduct during his active service. The Board additionally considered the former member was honorably discharged from the IRR. The Board determined the former member's separation documents erroneously did not list his character of service. Based on the absence of evidence of misconduct, and the former member's Honorable discharge from the IRR, the Board concluded the former member's character of service should be indicated as Honorable.

In view of the foregoing, the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION

The former member be issued a new DD Form 214 that indicates his character of service as Honorable.

No other changes are required.

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.

3/21/2023

