



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

[REDACTED]  
Docket No. 1476-23  
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552  
(b) DODI 1215.07

Encl: (1) DD Form 149 w/attachments  
(2) Advisory opinion by HQMC (MMSR-5), 13 Mar 23  
(3) Subject's naval record

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 to restore five satisfactory years of qualifying service.
2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 30 March 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 enclosures, relevant portions of Petitioner's naval record, 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, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:
  - a. Petitioner's Date of Entry in the Armed Forces is 25 March 1999 and enlisted in the Marine Corps Reserve for a term of 8 years on 25 January 2000.
  - b. On [REDACTED], Petitioner issued Notification of Entitlement to Retired Pay at Age 60 and Eligibility to Participate in the Reserve Component Survivor Benefit Plan.
  - c. On 18 May 2022, Petitioner's Career Retirement Credit Record is certified indicating his anniversary began on 25 March 1999 and that he earned 21 total years qualifying service (TYQS). Anniversary year ending 24 March 2013 is unsatisfactory with 15 total points credited and anniversary year ending 24 March 2014 is unsatisfactory with 43 total points credited. Sometime after 18 May 2022, Petitioner's anniversary date is adjusted to 25 January, resulting in only having 16 TYQS. Anniversary year ending 24 January 2013 is now satisfactory, however,

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anniversary years ending 24 January 2002, 24 January 2014, 24 January 2016, 24 January 2018, 24 January 2019, and 24 January 2021 are unsatisfactory.

## CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2),<sup>1</sup> the Board finds the existence of an injustice warranting the following corrective action. Petitioner's anniversary year was erroneously started on 25 March. However, in accordance with reference (b), the anniversary year is established by the date the service member entered into active service or active status in a reserve component. Upon the Marine Corps adjusting the anniversary date to 25 January, Petitioner's points were redistributed. The redistributed points resulted in Petitioner not having the minimum 50 points for a satisfactory year for anniversary years 24 January 2002, 24 January 2016, 24 January 2018, 24 January 2019, and 24 January 2021, anniversary year 2014 was previously unsatisfactory. Therefore, the Board felt, under these circumstances, relief is warranted.

## RECOMMENDATION

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

Petitioner's Career Retirement Credit Record is amended to reflect anniversary years ending 24 January 2002, 24 January 2016, 24 January 2018, 24 January 2019, and 24 January 2021 have 50 total points credited per year and that each year is a satisfactory year of qualifying service.

Note: This change will result in Petitioner earning 21 TYQS as of 25 January 2022.

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.

4/10/2023

[REDACTED]

Deputy Director

Signed by: [REDACTED] 0

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<sup>1</sup> 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.