

Docket No. 1495-23 Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER

- Ref: (a) Title 10 U.S.C. § 1552 (b) BUPERSINST 1900.2A
- Encl: (1) DD Form 149 w/attachments (2) 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 reflect date of entry as 31 August 1961 on his DD Form 214, Armed Forces of the United States Report of Transfer or Discharged ending on 30 August 1963.

2. The Board, consisting of **Constant and Constant and Constant and Petitioner's** allegations of error and injustice on 18 April 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. In accordance with reference (b), Item 19c (Date of Entry) on the DD Form 214 is the date of entry on the current period of active duty.

b. Petitioner enlisted in the Naval Reserve on 3 April 1961 for a term of 6 years.

c. On 1 September 1961, NAVPERS 601-10, Assignment to and Extension of Active Duty was signed by an Assistant to Personnel Officer, indicating Petitioner commenced active duty on 31 August 1961.

d. On 30 August 1963, Petitioner was released from active duty and transferred to the Navy Reserve; DD Form 214 issued reflecting date of entry as 31 August 1963. At the time of release,

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NAVPERS 601-14, Record of Discharge, Release from Active Duty, or Death specified Petitioner was ordered to active duty from "31 AUG 61, ______."

e. On 2 April 1967, Petitioner discharged at the end of Naval Reserve contract.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded Petitioner's DD Form 214 ending on 30 August 1963 contains a typo with regards to date of entry; the date of entry should reflect 31 August 1961. Therefore, the Board felt, under this circumstance, relief is warranted.

RECOMMENDATION

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

Petitioner's DD Form 214, Armed Forces of the United States Report of Transfer or Discharged dated 30 August 1963 is amended to reflect Item 19c (Date of Entry) "31 August 1961" vice "31 August 1963." Note: Navy Personnel Command will issue a DD Form 215 or a new DD Form 214 whichever one they deem appropriate.

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.

