

Docket No. 1750-23 Ref: Signature Date

- From: Chairman, Board for Correction of Naval Records To: Secretary of the Navy
- Subj: REVIEW OF NAVAL RECORD ICO
- Ref: (a) Title 10 U.S.C. § 1552 (b) DODI 1304.02
- 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 her naval record be corrected to reflect gender as female vice male.

2. The Board, consisting of the second second reviewed Petitioner's allegations of error and injustice on 16 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, she exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. Per reference (b), when an applicant meets entrance standards established by the Department of Defense (DoD), Unites States Military Entrance Processing Command (USMEPCOM), and the sponsoring Military Service for entry into that Military Service. The DD Form 1966 is the principal document to report military processing and enlistment data elements, to include continued Military Service records. The information collected is used to feed other DoD and Service-specific forms that later are used to prepare contracts, issue identification cards, and provide benefits associated with Military service.

b. On 7 January 2016, Registrar General Department issued certification of vital record indicating Petitioner was born on 29 June 1996 with gender listed as Female.

c. On 19 August 2020, Petitioner enlisted in the Naval Reserve for a term of 8 years of which 4 years was considered an active duty obligation. Petitioner's DD Form 1966, Record of

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Military Processing – Armed Forces of the United States Block 6 (Sex) erroneously reflects Male vice Female.

d. On 6 October 2020, Petitioner entered active duty; USMEPCOM PCN 680-3AD Processee /Enlistee Record form indicates the gender as "F" [female].

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 provided sufficient evidence to reflect gender at the time of enlistment and entry as Female. However, Petitioner's gender is incorrectly annotated as Male. Although the proper administrative requirements were not completed, 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 1966, Record of Military Processing – Armed Forces of the United is amended to reflect Block 6 (Sex) "Female" vice Male." Note: Additional changes to all corporate data systems may be required based on this change.

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.

