



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

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Docket No. 2098-23
Ref: Signature Date

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Dear Petitioner:

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 4 May 2023. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies.

The Board carefully considered your request to update your Certificate of Release or Discharge from Active Duty (DD Form 214) to change your separation date to 15 November 2022 and your grade to Chief Warrant Officer-2 (CWO2). You contend the Department of Veterans Affairs (VA) requires the update so your DD Form 214 aligns with your medical separation.

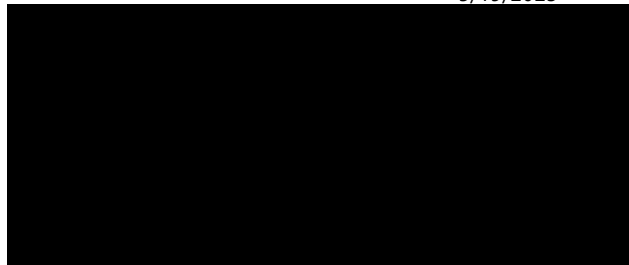
The Board noted a DD Form 214 is issued upon release or discharge from active duty and captures that specific period of active service. The Board noted you were a Warrant Officer, W1 at the time of your release from active duty on 25 April 2020. Subsequently, on 1 August 2022, you were promoted to CWO2. The Board further noted your record reflects you were discharged from the Marine Corps Reserve by reason of physical disability with severance pay on 15 November 2022 after attaining the grade of CWO2. The Board noted, however, that your requested corrections stem from a period of service that was not on *active duty*, therefore, the Board determined a DD Form 214 correction is not authorized. Based on the available evidence,

the Board concluded there was insufficient evidence of an error or injustice to warrant updating your grade and/or date of separation on your DD Form 214.¹

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

5/19/2023



¹ Of note, the letter from Director, Marine Corps Individual Reserve Support Activity dated 15 November 2022 with the subject “Physical Disability Discharge from the U.S. Marine Corps Reserve with Severance Pay,” which you submitted as supporting evidence, is the official document reflecting your medical discharge. This letter should provide the documentation needed by the VA to confirm your separation by reason of physical disability.