



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

[REDACTED]
Docket No. 2431-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER [REDACTED]
USN, [REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVMILPERSCOMINST 1900.1B

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 entered active duty service as 22 September 1986 on DD Form 214, Certificate of Release or Discharge from Active ending on 20 July 1995.

2. The Board, consisting of [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 11 May 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. On 15 August 1986, Petitioner enlisted in Navy Reserve for a term of 8 years of which 4 years was an active duty obligation; Petitioner was in the Delayed Entry Program through 21 September 1986.

b. Petitioner entered active duty on 22 September 1986.

c. On 21 September 1990, Petitioner reenlisted for a term of 4 years. Petitioner's official military personnel file (OMPF) does not reflect that a DD Form 214 was issued for active duty period of 22 September 1986 through 20 September 1990.

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER [REDACTED],
USN, [REDACTED]

d. On 20 July 1995, Petitioner discharged and issued DD Form 214 for active duty period of 21 September 1990 through 20 July 1995. However, Block 12d (Total Prior Active Service) correctly reflects 3 years, 11 months, and 29 days.

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 was entitled to a DD Form 214 to capture active duty service from 22 September 1986 through 20 September 1990 in accordance with reference (b).¹ However, there is no evidence in Petitioner's OMPF reflecting issuance of a DD Form 214 for the aforementioned period. Therefore, the Board agreed, under this circumstance, partial relief warranted.

RECOMMENDATION

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

Petitioner issued DD Form 214, Certificate of Release or Discharge from Active Duty for the period of 22 September 1986 through 20 September 1990.

The part of Petitioner's request for corrective action that exceeds the foregoing is denied in accordance with reference (b). Active duty service period of 21 September 1990 through 20 July 1995 captured on DD Form 214 ending on 20 July 1995 is correct.

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.

5/22/2023

[REDACTED]

Deputy Director

[REDACTED]

¹ Reference (b), the DD Form 214 will be prepared and furnished to members while serving on active duty when they have a change of status or component such as enlisted personnel discharged for the purpose of immediate enlistment or reenlistment.