



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

██████████
Docket No. 3009-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER ██████████
XXX XX ██████/█████ USMC

Ref: (a) Title 10 U.S.C. § 1552
(b) MCO P1100.72B

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by MC Recruiting Command, 28 Jul 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 her naval record be corrected to reflect active duty entry as a Private First Class (PFC)/E-2.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 10 August 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), persons who completed 12 semester hours/18 quarter hours, college level courses with a course number of 100 or greater and attained a minimum grade point average of a C+ (2.3 or better on a 4.0 scale) may be enlisted in as PFC/E-2.

b. Petitioner attended ██████████, ██████████, ██████████ program from 30 April 2001 to 10 October 2001 and earned 14 credit hours with a B+ average.

c. On 17 July 2003, Petitioner enlisted in the Marine Corps Reserve in paygrade E-1 for a term of 8-years of which 4-years was an active duty obligation.

d. Petitioner entered active duty on 22 September 2003 as a Private/E-1.

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e. Petitioner promoted to PFC/E-2 effective 1 March 2004 and promoted to Lance Corporal (LCpl)/E-3 effective 1 June 2004.

f. Petitioner transferred to the Temporary Disability Retired List effective 1 February 2006 as a LCpl/E-3.

g. In correspondence attached as 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.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. The Board concluded Petitioner met the eligibility criteria to enter active duty in pay grade PFC/E-2 in accordance with reference (b). 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 enlistment documents (DD Form 4, Enlistment/Reenlistment Document and DD Form 1966, Record of Military Processing) dated 17 July 2003 are amended to reflect enlistment in paygrade "E-2" vice "E-1."

This change will entitle Petitioner to pay and allowance in paygrade "E-2" effective 22 September 2003 through 31 May 2004. Note: Defense Finance and Accounting Service will complete an audit of Petitioner's pay records to determine retroactive pay and allowance entitlement.

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

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corrective action, taken under the authority of the reference, has been approved by the Board on behalf of the Secretary of the Navy.

8/24/2023

