



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

██████████
Docket No. 4540-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO ██████████, USN,
XXX-XX-██████ RET

Ref: (a) Title 10 U.S.C. § 1552
(b) BUPERSINST 1900.9B

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by NPC (PERS-312), 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 his naval record be corrected to reflect date entered active duty service as 1 July 1995 on his DD Form 214, Certificate of Release or Discharge from Active Duty ending 31 October 2005.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 23 January 2024 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 April 1977, Petitioner enlisted into the U.S. Naval Reserve for a period of 6 years and entered active duty on 22 November 1977.

b. On 21 November 1981, Petitioner released from active duty and transferred to the Navy Reserve to complete his military service obligation. DD Form 214 issued for period of active duty service from 22 November 1977 to 21 November 1981.

c. On 19 March 1983, Petitioner extended for 24 months.

d. On 14 April 1985, Petitioner reenlisted for 3 years in the Navy Reserve.

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- e. On 30 May 1985, Petitioner was recalled to active duty for a period of 24 months.
- f. On 2 April 1987, Petitioner discharged for immediate reenlistment and issued DD Form 214 for period of active duty service from 30 May 1985 to 2 April 1987.
- g. On 3 April 1987, Petitioner reenlisted 6 years in the Navy, extended for 6 months and thereafter, reenlisted on 7 September 1992 for 4 years.
- h. On 30 June 1995, Petitioner discharged to accept commission or warrant in the same branch of service. DD Form 214 issued for period of active duty service from 3 April 1987 to 30 June 1995.
- i. On 1 July 1995, Petitioner accepted active duty commission.
- j. On 31 October 2005, Petitioner transferred to the Retired List and issued DD Form 214 with invalid period of active duty service from 2 April 1981 to 31 October 2004.
- k. In the advisory opinion, 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 was issued a DD Form 214 for his periods of active duty service, therefore the date entered active duty this period on DD Form 214 ending 31 October 2005 should reflect 1 July 1995 vice 2 April 1981 in accordance with reference (b).¹ The Board determined that under this circumstance, relief is warranted.

RECOMMENDATION

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

Petitioner's DD Form 214, Certificate of Release or Discharge from Active Duty ending 31 October 2005 is amended to reflect Block 12a (Date Entered AD this Period) "1 July 1995" vice "2 April 1981." Furthermore, that any other entries affected by the Board's recommendation be corrected. 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

¹ Reference (b), the date entered in Block 12a (Date Entered Active Duty this Period) shall be the date for the earliest period of continuous active service for which a DD Form 214 was not previously issued.

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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.

2/5/2024

