



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

██████████  
Docket No. 5574-23  
Ref: Signature Date

██████████  
██████████  
██████████  
  
Dear ██████████,

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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 12 October 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 determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested that your naval record reflect that you entered the Marine Corps on 30 October 1970 vice 31 October 1972. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, upon review of your record, the Board concluded that your mother signed DD Form 373, Consent, Declaration of Parent or Legal Guardian (For the Enlistment of a Minor in the U.S. Armed Forces) on 23 October 1972, prior to your eighteenth birthday of ██████████. Additionally, on 23 October 1972, you signed DD Form 398, Statement of Personal History reflecting you attended ██████████ from September 1969 to June 1970 and ██████████ from September 1970 to June 1971. On 26 October 1972, you enlisted in the Marine Corps Reserve for 6 years and discharged on 30 October 1972 to enlist in the Marine Corps on 31 October 1972 for 4 years. Thereafter, you had a period of unauthorized absence

from 1 August 1975 to 30 August 1975 that resulted in you remaining on active beyond your original expiration of active service. On 29 November 1976, you were released from active duty and transferred to the Marine Corps Individual Ready Reserve to complete your military service obligation. The Board could not find, nor did you provide evidence to support your assertions, therefore the Board determined that a change to your record is not warranted.

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, \_\_\_\_\_

10/25/2023

