



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

█  
Docket No. 6964-23  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO █, USNR, █

Ref: (a) Title 10 U.S.C. § 1552  
(b) SECNAVINST 1920.6D, 24 Jul 19

Encl: (1) DD Form 149 w/attachments  
(2) Advisory opinion by PERS-806, 13 Sep 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 show Petitioner has no break in service.

2. The Board, consisting of █, and █ reviewed Petitioner's allegations of error and injustice on 19 September 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. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. On 17 April 2023, Petitioner signed a Ready Reserve transfer request service agreement (NAVPERS 1200/1) as a Lieutenant and he was approved for your assignment with █. First Endorsement was certified by Officer Recruiter's/ Career Transition Office (CTO) Transition Assistant on the same date.

b. Petitioner resigned with an honorable character of service and was issued a DD Form 214, Certificate of Release or Discharge from Active Duty for the period of 27 June 2014 to 30 April 2023 upon completion of required active service.

c. On 19 May 2023, Petitioner signed an Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) in the inactive U.S. Naval Reserve as a Lieutenant with a day of rank 1 July 2018 with a designator code of 1715 (Special Duty Officer qualified as a Foreign Area Officer).

d. On 2 June 2023, █ notified Petitioner that his assignment to █ was modified effective 19 May 2023 as indicated below: Petitioner was assigned to █ for inactive duty in a pay status. Amplifying Remarks: Petitioner signed Reserve Oath of Office on 19 May 2023 and Ready Reserve Agreement 1200/1 on 17 April 2023. Affiliation effective date, per 1200/1, is 19 May 2023.

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e. On 15 August 2023, Commander, Navy Personnel Command (PERS-97) notified Petitioner that he separated from the active component on 30 April 2023 having committed to join the Reserves on 27 February 2023. Petitioner submitted all required application documents to be processed for affiliation to the Reserves by PERS-97 CTO, Transition Assistant. As a result of errors in the scrolling process external to PERS-97 CTO, Petitioner's scroll and subsequent oath were not completed in time to prevent a break in service. Petitioner received his Reserve Oath of Office and was sworn in on 19 May 2023.

f. 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 that Petitioner submitted the necessary documents to transition from active duty to the Naval Reserve. Due to no fault of his own, the scroll was not submitted in a timely manner to complete his NAVPERS 1000/4 prior to the separation date from active duty which created a gap in service.

#### RECOMMENDATION

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

Petitioner's Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) was signed on "1 May 2023" vice "19 May 2023." Note: That any other entries affected by the Board's recommendation be corrected.

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.

9/26/2023

