



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

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Docket No. 6990-23
Ref: Signature Date

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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 9 November 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.

You requested that your records reflect that you entered the United States Marine Corps on 20 June 1971 and separated on 22 March 1973. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, upon reviewing your record, the Board concluded that on 10 January 1973 you signed DD Form 398, Statement of Personal History indicating that “[you] certify that the entries made by [you] above are true complete, and correct to the best of [your] knowledge and belief and are made in good faith. [You] understand that a knowing and willful false statement on this form can be punished by fine or imprisonment or both.” Your DD Form 398 reflects you attended █ from September 1968 to June 1971; attended █ from September 1971 to May 1972 and received a diploma; employed a █ from June 1972 to August 1972; and attended █ from September 1972 to December 1972.

On 15 January 1973, you signed DD Form 4, Enlistment Contract – Armed Forces of the United States and enlisted in the Marine Corps for 4 years as a Private/E-1; the contract indicates it was your first enlistment. On 22 March 1973, you signed your DD Form 214MC, Armed Forces of

the United States Report of Transfer or Discharge acknowledging your active duty service from 15 January 1973 to 22 March 1973. The Board could not find, nor did you provide evidence to substantiate that you entered active duty prior to 15 January 1973, 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,

11/21/2023

