DEPARTMENT OF TRANSPORTATION BOARD FOR CORRECTION OF MILITARY RECORDS

Application for Correction of Coast Guard Record of:

BCMR Docket No. 20-97

FINAL DECISION.

This is a proceeding under the provisions of section 1552 of title 10, United States' Code. It was commenced on November 19, 1996, upon the BCMR's receipt of an application for correction.

This is the final decision in this case, dated July 11, 1997. It is signed by three duly appointed members who were designated to serve as the Board in this case.

Application for Correction

The applicant, who is a former fireman apprentice (FA; pay grade E-2), asked the BCMR to change his date of birth, as it was set forth on his Coast Guard discharge certificate (DD Form 214). His date of birth, according to the certificate, was "The applicant asked the BCMR to change his date of birth to the date set forth on his birth certificate, which was the the set of birth to the date set forth on his mother's name at the "date of entry and discharge" was different from the surname listed for her on the DD Form 214.

The applicant attached to his application for correction a photocopy of his birth certificate that was signed and notarized by the Administrator of the He also attached a xerox copy of the front and back of his. Geneva Conventions ID Card, which stated that his date of birth

The applicant said that the discrepancy between the DD 214 date and the birth certificate date "causes confusion" when he is seeking employment.

The Coast Guard took no position on the merits of this application.

FINDINGS AND CONCLUSIONS

The Board makes the following findings and conclusions on the basis of the submissions of the applicant, on the basis of the applicant's military record, and on the basis of applicable law:

- 1. The Board has jurisdiction to determine the issues in this proceeding under § 1552(b) of title 10, United States Code.
- 2. The applicant was discharged from the Coast Guard approximately 5 1/2 years ago, on October 23, 1991. Although his application was not timely, it is in the interest of justice to waive that untimeliness.
- 3. The applicant alleged that his date of birth was set forth incorrectly on his discharge document, DD Form 214. His date of birth, according to the discharge document, was
- 4. The applicant submitted a copy of his birth certificate and a copy of his ID card for the Geneva Conventions. Both stated that his date of birth was
- 5. The Coast Guard committed an error with respect to the applicant's date of birth on his DD Form 214.
- 6. The applicant, however, submitted no proof that his mother's name was incorrectly set forth on the DD Form 214.
- 7. A new DD Form 214 with the correct date of birth should be issued to the applicant, but no other corrections should be made.

ORDER

The application to correct the military record of ______, USCG, is granted, as follows: The date of birth recorded on the applicant's DD Form 214 shall be corrected to read

No other changes shall be made.

