



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

BJG
Docket No: 1725-98
11 August 1999

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

Subj: EX-SN [REDACTED] USNR, [REDACTED],
REVIEW OF NAVAL RECORD

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 dtd 16 Feb 98 w/attachments
(2) PERS-913 memo dtd 20 Jul 99 w/encl
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected by giving him retirement point credit for his Naval Reserve participation during the period 10 August 1959 to 12 March 1962.

2. The Board, consisting of Ms. Davies and Messrs. McCulloch and Molzahn, reviewed Petitioner's allegations of error and injustice on 5 August 1999, 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, naval records, 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, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the Navy Personnel Command, Naval Reserve Personnel Administration Division (PERS-913), the office having cognizance over the subject matter addressed in Petitioner's application, has commented to the effect that his request has merit and warrants crediting his drill attendance record as follows:

<u>Anniversary Year</u>	<u>Drills</u>
8/10/59 - 8/9/60	43
8/10/60 - 8/9/61	43
8/10/61 - 3/12/62	25

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.

RECOMMENDATION:

a. That Petitioner's naval record be corrected by awarding Petitioner non-pay retirement point credit as follows:


10 August 1959 to 9 August 1960: 43 drill points
 10 August 1960 to 9 August 1961: 43 drill points
 10 August 1961 to 12 March 1962: 25 drill points

b. That any material or entries inconsistent with or relating to the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.

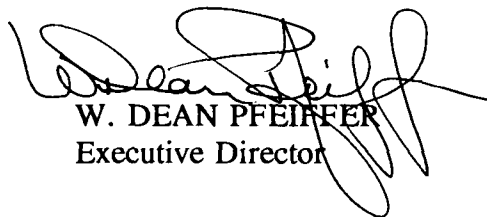
c. That a copy of this Report of Proceedings be filed at an appropriate location in Petitioner's naval record, and that another copy of this report be returned to the Board, together with any material directed to be removed from his record, for retention in a confidential file maintained for such purpose.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) 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.

ROBERT D. ZSALMAN
 Recorder


 JONATHAN S. RUSKIN
 Acting Recorder

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 reference (a), has been approved by the Board on behalf of the Secretary of the Navy.



W. DEAN PFEIFFER
Executive Director



DEPARTMENT OF THE NAVY
NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

5420
PERS 913
20 Jul 99

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION
OF NAVAL RECORDS

Via: Assistant for BCNR Matters (Pers-00ZCB)

Subj: REQUEST FOR INFORMATION IN THE CASE OF
SEAMAN [REDACTED] USN [REDACTED]

Encl: (1) BUPERS memo 5420 Pers-00ZCB of 16 Jul 99

1. Enclosure (1) is forwarded with the following comments and recommendations:

a. We support [REDACTED] petition and recommend his record be changed to reflect satisfactory participation in the Naval Reserve from 10 August 1959 to 12 March 1961. This recommendation is based on the documentation contained in [REDACTED] service record that reflects his satisfactory participation in the Naval Reserve during this period. To meet satisfactory participation [REDACTED] would have attained at least 90% drill attendance for each anniversary year. In essence, [REDACTED] must have completed at least 43 of the 48 scheduled drills each year, or a prorated number of drills for service less than one year, to meet the 90% drill requirement.

b. Specifically, we recommend crediting [REDACTED] drill attendance record as follows to reflect meeting minimum requirements for satisfactory participation:

<u>Anniversary Year</u>	<u>Drills</u>
8/10/59 - 8/9/60	43
8/10/60 - 8/9/61	43
8/10/61 - 3/12/62	25

c. Additionally, we recommend his record be changed to reflect the above anniversary years as qualifying years of service for non-regular service retirement.

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION
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2. Additional questions may be directed to [REDACTED] at [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
Director, Naval Reserve Personnel
Administration Division