



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

TRG  
Docket No: 7312-01  
22 January 2001

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

Subj: REVIEW OF NAVAL RECORD OF [REDACTED]

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

Encl: (1) Case Summary  
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the Marine Corps Reserve filed an application with this Board requesting, in effect, that his record be corrected to show that he was not discharged on 22 April 2001 but continued to serve until his reenlistment could be processed.

2. The Board, consisting of Mr. Milner, Ms. McCormick and Ms. Gilbert, reviewed Petitioner's allegations of error and injustice on 8 January 2002 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. Petitioner's application was filed in a timely manner.

c. Petitioner reenlisted in the Marine Corps Reserve on 23 April 1998 for three years. The next day, he was released from an extended period of active duty. The record shows that he had completed 11 years, 4 months, and 7 days of active service at that time. On 1 April 1999 he was promoted to GYSGT (E-7). He was honorably discharged at the expiration of his enlistment on 22 April 2001.

d. Attached to enclosure (1) is a letter, dated 29 August 2001, from the Marine Corps Reserve Support Center that informed

Petitioner that his request for a three month extension to allow reenlistment could not be processed because it had not been submitted in time. Therefore, his subsequent request for reenlistment could not be processed. He was informed that he should contact a prior service recruiter if he wanted to reenlist.

e. Petitioner's application was received by the Board on 20 September 2001. He states that he was told by the prior service recruiter to apply to this Board because it would take 9 to 12 months to get a request for reenlistment approved. If his record is corrected to show that he is still a member of the Marine Corps Reserve, he can request an immediate reenlistment while in the Individual Ready Reserve (IRR) without action by the prior service recruiter.

#### CONCLUSION:

Upon review and consideration of all the evidence of record the Board concludes that Petitioner's request warrants favorable action. The letter from the MCRSC shows that he requested an extension so he could reenlist, but he did not return it in time for processing. Since Petitioner's request for reenlistment has not yet been submitted by the prior service recruiter, it will still be many months before he can get approval for reenlistment.

Given the circumstances, the Board concludes that the record should be corrected to show that he was not discharged on 23 April 2001 but extended that enlistment for a period of 15 months. An extension of 15 months will give him until 23 July 2002 to get an immediate reenlistment through the system.

The Board further concludes that this Report of Proceedings should be filed in Petitioner's naval record so that all future reviewers will understand that he extended his enlistment for 15 months.

#### RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that he was not discharged on 23 April 2001 but extended his enlistment for a period of 15 months.

b. That this Report of Proceedings 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.

ROBERT D. ZSALMAN  
Recorder



ALAN E. GOLDSMITH  
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