

DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL REC 701 S. COURTHOUSE ROAD, SUITE 1001 ARLINGTON, VA 22204-2490

> Docket No. 6633-17 DEC 1 4 2017

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: <u>REVIEW OF NAV</u>AL RECORD ICO FORMER MBR

USMCR

Ref:

(a) Title 10 U.S.C. §1552

Encl: (1) DD Form 149 w/attachments

(2) 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 to be transfer to the retired reserve awaiting pay at age 60.
- 2. The Board, consisting of reviewed Petitioner's allegations of error and injustice on 17 October 2017 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 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 enlisted in 11 July 1974. He achieved 20 years on qualifying service and was discharged on 2 October 1995.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION

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

The Petitioner's discharge of 2 October 1995 is rescinded.

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The Petitioner submitted for transfer to the Retired Reserve awaiting pay at age 60 and it was approved by cognizant authority with an effective retirement date of 1 October 1995 in the rank of Master Sergeant. Petitioner completed 20 years of qualifying service. Note: the Petitioner's date of rank for Master Sergeant is 1 January 1993.

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 projectings in the above entitled matter.

Recorder

5. Pursuant to the delegation of authority set out it 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.

Executive Director