



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

[REDACTED]
Docket No. 10199-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER [REDACTED],
USN, XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVMILPERSCOMINST 1900.1A
(c) SECNAV M-1650.1

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by NPC (PERS-312), 17 Jan 24
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to reflect earning an Overseas Service Ribbon (OSR) on DD Form 214, Certificate of Release or Discharge from Active Duty ending 7 June 1984. Additionally, Petitioner request Foreign and Sea Service, additional Navy Expeditionary Medals (NEM), a Meritorious Unit Commendation (MUC), and change to the narrative reason for separation on DD Form 214, ending 11 July 1986.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 28 March 2024 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 record, 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, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. On 17 June 1980, Petitioner entered active duty and was assigned to Recruit Training for duty under instruction until 13 August 1980. Thereafter, Petitioner was a student at [REDACTED] [REDACTED], [REDACTED] for duty under instruction from 13 August 1980 to 29 August 1981. Followed by a temporary duty under instruction at [REDACTED], [REDACTED] from 29 August 1981 to 22 December 1981.

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b. Petitioner was assigned to his first permanent duty station (PDS) from 11 January 1982 through 2 January 1984.

c. On 4 February 1984, Petitioner reported to [REDACTED], [REDACTED] for duty.

d. On 7 June 1984, Petitioner discharged for immediate reenlistment and issued DD Form 214 for the period of active duty from 17 June 1980 to 7 July 1984. The DD Form 214 reflects Foreign Service: 1-year, 11-months, and 21-days; and Sea Service: 1-month.

e. On 8 June 1984, Petitioner reenlisted for 5-years.

f. On 13 August 1984, Petitioner detached [REDACTED], [REDACTED] and reported to Naval [REDACTED], [REDACTED] for duty.

g. Combatant Unit, [REDACTED] - [REDACTED] issued Petitioner a Transfer evaluation for period of report from 3 March 1985 to 5 May 1985 and indicated he deployed on a [REDACTED] submarine conducting independent operations and that it was his first subsurface deployment. Petitioner's NAVPERS 1070/604, Navy Occupation/Training and Awards History reflects he was awarded a Navy Expeditionary Medal (First) for engagement from March 1985 to April 1985 onboard the [REDACTED].

h. [REDACTED] issued Petitioner a Transfer evaluation for period of report from 3 September 1985 to 13 November 1985 and indicated "For 75 days of this reporting period [REDACTED] participated in an extended operational deployment of significant importance to National Security of the United States."

i. [REDACTED], [REDACTED] issued Petitioner a Transfer evaluation for the report period of 1 April 1985 to 15 January 1986 and indicated "Senior Operator on two submarine deployments. Received Navy Expeditionary Medal and [REDACTED] Letter of Commendations performed aboard [REDACTED]."

j. Petitioner was assigned to Naval Aviation Schools Command, Naval Air Station, [REDACTED], [REDACTED] as a student on temporary duty under instruction from 6 February 1986 to 28 March 1986 and [REDACTED], [REDACTED], [REDACTED] for temporary duty under instruction from 28 March 1986 to 11 July 1986.

k. On 11 July 1986, Petitioner discharged and issued DD Form 214 reflecting: no Foreign or Sea Service; Block 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized) "First Good Conduct Award for period ending 84JUN16; Navy Expeditionary Medal;" Block 26 (Separation Code) "JFX"; and Block 28 (Narrative Reason for Separation) "Other Physical/Mental Condition Personality Disorder."

l. In the advisory opinion, attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has no merit and recommended disapproval.

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m. On 31 January 2024, Petitioner provided rebuttal response clarifying that it is his DD Form 214 for active duty service from 1984 to 1986 that contains the administrative errors. Additionally, Petitioner provided statements from three individuals in support of his request.

CONCLUSION

Upon review and consideration of all the evidence of record, and in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded there was insufficient evidence to warrant changing the record with regard to Foreign Service, Sea Service, OSR, NEM, and MUC. Although Petitioner's evaluations outline his participation in deployments, the Board could not find nor did Petitioner provide deployment records reflecting specific dates of deployments that are required for entries in the Foreign Service and Sea Service blocks per reference (b).¹ Furthermore, Petitioner's official military personnel file reflects the awarding of one NEM which is already annotated on his DD Form 214 ending 11 July 1986 and no evidence of a MUC being awarded during his service onboard the ██████████) and ██████████). The Board found Petitioner may have been eligible for the OSR during his first enlistment but was unable to determine the name and location of his first PDS. However, the Board determined that Petitioner's DD Form 214 should be amended to remove the negative connotation, therefore partial relief is warranted.

RECOMMENDATION

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

Petitioner's DD Form 214, Certificate of Release or Discharge from Active Duty ending 11 July 1986 is amended to reflect: Block 26 (Separation Code) "JFF" vice "JFX;" and Block 28 (Narrative Reason for Separation) "Secretarial Authority" vice "Other Physical/Mental Condition Personality Disorder." Note: Navy Personnel Command will issue a new DD Form 214.

The part of Petitioner's request for corrective action that exceeds the foregoing is denied. The Board was unable to verify Petitioner's specific dates of deployment, record of a subsequent NEM award, or the name and location of his first PDS for the OSR. Additionally, the Board could not find eligibility for a MUC for Petitioner's period of service on the two vessels. Reference (c) provides the criteria and eligibility for said awards.²

¹ Reference (b), the DD Form 214 will be prepared and furnished to members while serving on active duty when they have a change of status or component such as enlisted personnel discharged for the purpose of immediate enlistment or reenlistment. Additionally, the policy specified Foreign Service will be entered on the DD Form 214 for service performed outside the continental United States, except while on deployment and enter the years, months, and days of Sea Service during the current period of service.

² Reference (c) provides the criteria and eligibility for the OSR, NEM and MUC. The OSR is awarded to officers and enlisted personnel of the Navy and Marine Corps, and the reserve component thereof, in recognition of sustained overseas service including the following requirements: Overseas means outside the U.S. For purposes of the OSR, ██████████, i, and ██████████ are not considered overseas. ██████████, ██████████, and ██████████ are the only duty stations in ██████████ that are eligible for the OSR. Additionally, Navy active duty requirements: 12-months of cumulative service (consecutive or non-consecutive) at an overseas duty station and generally limited to personnel on overseas shore duty, or overseas remote land based sea duty, as defined in Military Personnel Manual 1306-102.

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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 proceedings in the above-entitled matter.

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

4/12/2024



The NEM is awarded to U.S. Navy Service members who have actually landed on foreign territory and engaged in operations against armed opposition, or operated under circumstances deemed to merit special recognition, and for which no other campaign, expeditionary, or service medal was authorized. Only personnel attached to one of the approved ships or units during the eligibility period, and who actually participated in the given operation, are eligible for the NEM. However, personnel assigned for short periods of TAD are not normally eligible for the NEM.

The MUC is a Department of Navy decoration bestowed on a military unit to recognize the heroic or meritorious service or specific achievement of that unit. U.S. military personnel are eligible for the decoration provided they were physically present and participated in the action(s) for which the unit was cited, and during the award period were: Permanent assigned to the decorated unit; or Permanently assigned to a unit or the list of participating units that accompanied the award approval; or Temporarily assigned or attached to the decorated unit, or once of the approved participating units, for 30 days or more (or the entire period covered by the award if less than 30 days).