



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

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Docket No. 1234-24
Ref: Signature Date

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Dear █,

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 15 August 2024. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion contained in Headquarters, U.S. Marine Corps (HQMC) letter 1000 MMPB-21D of 27 June 2024, which was previously provided to you for comment.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested your date of birth, rank, and date of separation be corrected on your Certificate of Release or Discharge from Active Duty (DD Form 214). The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. HQMC (MMPB-21D) has advised the Board that a DD Form 215, Correction of your DD Form 214 will be issued to correct your date of birth. However, upon review of your record, the Board concluded that you enlisted in the United States Marine Corps Reserve (USMCR) on 10 June 1996 for 8 years. You completed initial active duty for training from 16 October 1996 to 31 March 1997 and were issued a DD Form 214 for this period of active duty service and transferred to the Selected Marine Corps Reserve (SMCR). On 1 April 1997 you were promoted to Private First Class (PFC) and later promoted to Lance Corporal in the USMCR on an

unknown date. Thereafter, you were administratively reduced to PFC/E-2 to your original date of rank of 1 April 1997 with an effective date of 17 May 1998 for unsatisfactory participation while a member of the SMCR. On 12 June 2000, you were discharged from the USMCR Under Other Than Honorable Conditions due to your failure to participate in the SMCR. The Board noted that a DD Form 214 is only issued for active duty service, thus your grade of E1 reflects the proper grade at the time your DD Form 214 was issued. Furthermore, the Board could not find, nor did you provide evidence of honorable service through 12 June 2001. In this connection, the Board substantially concurred with the comments contained in the advisory opinion and determined a change to your record is not warranted.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

8/29/2024

