

Subj: REVIEW OF NAVAL RECORD OF [REDACTED], USN,
[REDACTED]

Petitioner was advised of and waived his procedural right to consult with military counsel, and to present his case to an administrative discharge board.

e. Petitioner's commanding officer (CO) recommended to the separation authority (SA) that Petitioner be administratively discharged from the Navy with an Other Than Honorable (OTH) characterization of service. The SA approved the recommendation for administrative discharge and directed Petitioner's OTH discharge from the Navy by reason of misconduct due to commission of a serious offense. On 18 November 2006, Petitioner was so discharged. Petitioner's DD Form 214 did not reflect his previous period of continuous Honorable service.

f. Petitioner contends that he served honorably during his first enlistment.

CONCLUSION

Upon careful review and consideration of all of the evidence of record, the Board determined that Petitioner's request warrants relief. Specifically, as previously discussed, Petitioner has a period of Honorable service from 9 August 2001 to 28 February 2005 that was not properly documented in his DD Form 214.

Applicable regulations authorize the language "Continuous Honorable Active Service" in Block 18 (Remarks) of the DD Form 214, when a service member has previously reenlisted without being issued a DD Form 214 and was separated with a discharge characterization except "Honorable." As a result, the Board determined Petitioner's naval record shall be corrected to reflect his continuous Honorable active service.

RECOMMENDATION:

In view of the above, the Board recommends that the following corrective action be taken on Petitioner's naval record in the interests of justice:

Petitioner shall be issued a DD Form 215, for the period ending 18 November 2006, with correction to the Remarks Section, Block 18, annotating "Continuous Honorable Active Service: "9 August 2001 to 28 February 2005."

That no further changes be made to Petitioner's record.

That a copy of this record of proceedings be filed in Petitioner's naval record.

4. It is certified that 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

Subj: REVIEW OF NAVAL RECORD OF [REDACTED], USN,

[REDACTED]

corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

3/28/2024

[REDACTED]