



Subj: REVIEW OF NAVAL RECORD OF [REDACTED]

f. On 10 October 1974, Petitioner received a third NJP for absence from his appointed place of duty.

g. On 18 November 1974, at the completion of Petitioner's required active service, Petitioner was issued a DD Form 214 annotating that he was released from active duty and transferred to the naval reserve. Petitioner's DD Form 214 did not reflect a characterization of service. Petitioner's final conduct trait average was 2.8.

h. Petitioner contends the following injustices warranting relief:

(1) His DD Form 214 does not reflect his character of service;

(2) He served his full term and received a General (Under Honorable Conditions) character of service;

(3) A correction of his record should be made to accurately reflect his character of service and if this correction is not made, he will continue to suffer an injustice; and

(4) He is unable to buy back his military time because his employer will not recognize his DD Form 214 because it does not reflect his character of service.

i. For purposes of clemency and equity consideration, the Board considered the evidence the Petitioner submitted in support of his application.

## CONCLUSION

Upon careful review and consideration of all of the evidence of record, the Board determined that Petitioner's request warrants relief. Specifically, as discussed above, Petitioner's DD Form 214 for the period ending 18 November 1974 does not reflect his characterization of service and requires correction.

The Board noted Petitioner's final conduct trait average was 2.8. Navy regulations in place at the time of Petitioner's discharge recommended a minimum trait average of 3.0 in conduct/military behavior, for a fully Honorable characterization of service; a minimum mark Petitioner failed to achieve due to his record of misconduct. Therefore, the Board concluded Petitioner's character of service should reflect General (Under Honorable Conditions) (GEN).

## 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:

That Petitioner be issued a Correction to DD Form 214, Certificate of Release or Discharge from Active Duty (DD Form 215), for the period ending 18 November 1974, reflecting that Petitioner's character of service was "General (Under Honorable Conditions)."

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

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

5/12/2024

