

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

> Docket No. 3623-24 Ref: Signature Date

- From: Chairman, Board for Correction of Naval Records
- To: Secretary of the Navy
- Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER USN, XXX-XX-
- Ref: (a) 10 U.S.C. § 1552
- Encl: (1) DD Form 149 with attachments (2) Case summary

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 his correct service time be corrected on his DD Form 214. Enclosures (1) through (2) apply.

2. The Board, consisting of **Constant 1**, **Constant 1**, and **Constant 1**, reviewed Petitioner's allegations of error and injustice on 7 August 2024 and, pursuant to its regulations, determined 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 service 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. Although enclosure (1) was not filed in a timely manner, the statute of limitation was waived in the interests of justice.

c. Petitioner enlisted in the U.S. Navy and began a period of active duty on 18 November 1974. The Petitioner honorably fulfilled his service obligation, immediately reenlisted on 18 November 1976 and began another period of active duty. On 1 October 1978, Petitioner was discharged from active duty and transferred to Navy Reserve. He was issued a DD Form 214 that documented he had prior active service but it did not annotate his previous period of continuous Honorable service from 18 November 1974 through 17 November 1976.

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CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants relief. Specifically, as previously discussed, Petitioner's period of continuous Honorable service was not documented on his DD Form 214 and requires correction.

RECOMMENDATION:

In view of the above, the Board directs the following corrective action:

Petitioner be issued a Correction to DD Form 214, Certificate of Release or Discharge from Active Duty (DD Form 215), for the period ending 1 October 1978, indicating his continuous Honorable service for the period of 18 November 1974 through 17 November 1976.

No further changes be made to Petitioner's record.

A copy of this report of proceedings 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 Regulation, 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.

