



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

■
Docket No. 4677-24

Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER ■■■■■
■■■■■ USMC

Ref: (a) 10 U.S.C. §1552
(b) USECDEF Memo of 25 Jul 18 (Wilkie Memo)

Encl: (1) DD Form 149 with attachments
(2) Case summary
(3) Subject's naval record (excerpts)

1. Pursuant to the provisions of reference (a), Petitioner, a former member of the Marine Corps, filed enclosure (1) requesting his characterization of service be properly documented on his Certificate of Release or Discharge from Active Duty (DD Form 214). Enclosures (1) through (3) apply.

2. The Board, consisting of ■■■■■, ■■■■■, and ■■■■■, reviewed Petitioner's allegations of error and injustice on 13 May 2024, and pursuant to its regulations, determined that the corrective action indicated below should be taken. Documentary material considered by the Board consisted of Petitioner's application together with all material submitted in support thereof, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies, to include reference (b).

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, it is in the interest of justice to review the application on its merits.

c. Petitioner enlisted in the Marine Corps and began a period of active service on 18 September 1985.

d. On 21 December 1985, Petitioner was admitted to the hospital with a self-inflicted gunshot wound. On 27 December 1985, a Medical Board placed Petitioner on limited duty for

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED]

[REDACTED] USMC

six months with re-evaluation. On 26 May 1986, a second Medical Board found Petitioner unable to perform all normal duties required of a Marine and referred his case to the Physical Evaluation Board (PEB). On 28 June 1986, the PEB found Petitioner unfit due to physical disability and found his injury to be in the line of duty, permanent, and not due to intention, misconduct, or willful neglect. On 18 August 1986, Petitioner was separated due to physical disability with severance pay. Petitioner's final proficiency and conduct mark averages were 4.2/4.2. Upon his discharge, he was issued a DD Form 214 that did not document his characterization of service.

e. Petitioner later re-enlisted in the Marine Corps and served from 10 May 1991 to 8 June 2001 with an Honorable characterization of service.

f. Petitioner contends that he served honorably during his first enlistment and cannot receive Department of Veterans Affairs (VA) benefits without a characterization of service for that time period.

CONCLUSION

Upon careful review and consideration of all of the evidence of record, the Board determined that Petitioner's request warrants relief.

Upon reviewing Petitioner's record and finding Proficiency and Conduct Marks well above those required for an Honorable characterization of service, the Board concluded the administrative error on Petitioner's DD Form 214 should be corrected and that Honorable was the most appropriate characterization of his service.

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

RECOMMENDATION

That Petitioner be issued a new DD Form 214, for the period ending 18 August 1986, indicating his character of service as "Honorable."

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

That 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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED]
[REDACTED] USMC

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

6/10/2024

