



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

[REDACTED]  
Docket No. 7467-24  
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552  
(b) Petitioner's naval record

Encl: (1) DD Form 149 w/attachments

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 that the Board correct his record to reflect that he was placed on the Permanent Disability Retired List (PDRL).

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 3 October 2024 and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. 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 all references.

3. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. A review of Petitioner's reference (b) reveals that he enlisted in the Marine Corps and commenced active duty on 9 August 1993. On 24 May 2004, Petitioner received orders to the Temporary Disability Retired List (TDRL), effective 15 June 2004, based on Bipolar Disorder with a 30% disability rating. While he was on the TDRL, Petitioner underwent several periodic physical examinations, (PPE). Available documentation reflects Petitioner's final PPE was conducted in 2011. Thereafter, he was administratively removed from the TDRL at a date that is not available to this Board, but which appears to have been in 2011.

b. In his application, Petitioner requested that he be placed on the PDRL. In support of his request, Petitioner contends that he was erroneously removed from the TDRL despite attending every periodic physical exam (PPE) that he was directed to attend.

c. In order to assist it in reviewing Petitioner's request, the Board obtained a review of available treatment documentation, including interval medical records from the U.S. Department

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[REDACTED]

of Veterans Affairs, and the result of such review indicated that Petitioner's condition had not improved during the period he was on the TDRL. The Board thus concluded, Petitioner's condition would have warranted his transfer to the PDRL at the time that he was removed from the TDRL.

#### CONCLUSION

Upon review and consideration of all the evidence of record, the Board concluded that there was an error in Petitioner's naval record. Specifically, as a result of the review the Board obtained of Petitioner's available treatment documentation, his condition is considered stable and would have resulted in his placement on the PDRL effective the date he was removed from the TDRL, as follows: Unfit for BIPOLAR II DISORDER (Stable), DC 9432, rated at 70%.

#### RECOMMENDATION

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

That Petitioner's naval record be corrected to reflect he was placed on the PDRL effective the date that he was removed from the TDRL for the following conditions:

1. Unfit for BIPOLAR II DISORDER (Stable), DC 9432, rated at 70%, not combat related (CR), not combat zone (CZ)

Note: Headquarters, U.S. Marine Corps will correct any other entries affected by the Board's recommendation.

Note: The Defense Finance and Accounting Service will audit the Petitioner's pay records to determine amounts due, if any.

A copy of this report of proceedings will 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.

10/23/2024