



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

██████████
Docket No. 8473-24
Ref: Signature Date

██████████
██████████
██████████

Dear ██████████,

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 20 February 2025. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion contained in Headquarters, U.S. Marine Corps (HQMC) memorandum 1900 MMSR of ██████████, which was previously provided to you for comment.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

On 1 November 1961, you signed a United States Marine Corps Appointment Acceptance and Record (NAVMC 763) in the U.S. Marine Corps as a Second Lieutenant under the ECG program. Furthermore, it listed the following periods in the USMCR: from 11 January 1957 to 2 June 1960, and from 3 June 1960 to 31 August 1961. On 15 March 1983, Commandant of the Marine Corps issued you a Statement of Service with the following periods of active service: 17 June 1957 to 27 July 1957 (1-month and 11 days), 15 June 1959 to 25 July 1959 (1-month, and 11 days), and 22 August 1960 to 31 August 1961 (1-year and 9 days). On 27 February 1989, Commandant of the Marine Corps notified you via Commanding Officer, ██████████, and ██████████ that "[o]n 1 July 1989 you will transfer to the Marine Corps Officers Retired List under reference (a) [Title 10 U.S. Code]. At 2400 on 30 June 1989, you will detach from your present duty station and be released from active duty... On 30 June 1989 you will complete 32 years, 5 months, and 20 days cumulative service of which 29 years, 1-month and 1-day is active service.

You had 2 years, 1-month, and 10 days inactive service after 31 May 1958, and earned 45 inactive duty points equivalent to 1-month and 15 days for pay under reference (c) [title 10 U.S. Code, section 1405]. On 30 June 1989 you will complete 30 years, 5 months and 25 days service creditable for the retired pay multiplier.” You were retired with an honorable character of service and were issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 1 September 1961 to 30 June 1989 upon transferring to the retired list.

On 20 June 2012, National Personnel Record Center issued you a United States of America Certification of Military Service while a member of the USMCR from 3 June 1960 to 31 August 1961.

The Defense Finance and Accounting Service (DFAS) HUNT system shows your service entry date is 12 December 1956, your retirement date is 1 July 1989 and Pay Entry Base Date is 11 January 1957. Service base pay is 32 years, 5 months, and 20 days, service percent multiplier is 32 years, 5 months, and 20 days, and Total Active Service is 30 years, 5 months, and 25 days.

You requested adjustment of 15 months military service be credited to your retirement compensation. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You provided no explanation or dates the 15 months uncredited time was served. However, the Board concluded that a thorough review of your record was conducted, and the Board could not find one period or combination of periods totaling 15 months of unaccounted time. You served on active duty for 29 years, 1-month, and 1-day. You served in a reserve status and earned 60 membership points. Your retired pay is calculated based on a combination of total active duty served, including active duty while in a reserve component and reserve points earned while in a reserve (non-active) status. This is your Retired Pay Multiplier (RPM). In accordance with your retired account, the current RPM is listed as 32 years, 5 months, and 20 days. However, HQMC discovered that your RPM had been miscalculated when they verified your Statement of Service. Your RPM should be your total active service plus the 60 membership points, which equals 29 years, 3 months, and 1-day. It is expected that when the DFAS processes the error identified by HQMC, your account will be negatively affected. The Board recommends that you contact the DFAS regarding options available to you to waive or remit any indebtedness that results due to this correction. In this connection, the Board substantially concurred with the comments contained in the aforementioned advisory opinion.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

2/25/2025

