



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

[REDACTED]
Docket No. 9345-24
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF [REDACTED]
USN, XXX-XX-[REDACTED]

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 the addition continuous Honorable service from 1987 to 1994 on his Certificate of Release or Discharge from Active Duty (DD Form 214). Enclosure (2) applies.

2. The Board, consisting of [REDACTED], reviewed Petitioner's allegations of error and injustice on 13 January 2025 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 his naval service records, 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, it is in the interest of justice to review the application on its merits.

c. Petitioner enlisted in the Navy Reserves and began a period of active duty on 20 August 1987. On 19 October 1992, Petitioner was honorably discharged by reason of immediate reenlistment for five years¹. On 20 October 1989, Petitioner began a second period of active-duty service. On 1 September 1993, Petitioner extended his enlistment for a period of 13 months. On 8 June 1995, Petitioner was apprehended by civil authorities. On the same date, Petitioner began

¹ Petitioner originally enlisted for a two year period on 29 September 1992 but this agreement was declared null and void in a previous case before this Board. The Board changed the agreement to reflect a five year obligation.

Subj: REVIEW OF NAVAL RECORD OF [REDACTED],
USN, XXX-XX-[REDACTED]

a period of unauthorized absence (UA) which lasted eight-days. On 2 August 1995, Petitioner was convicted by special court martial (SPCM) for wrongful use of a controlled substance-cocaine. Petitioner was found guilty and sentenced to a Bad Conduct Discharge (BCD), reduction in rank, forfeiture of pay, and restrictions for six-months. On 21 June 1996, Petitioner was discharged with a BCD characterization by reason of SPCM conviction. His DD Form 214 did not annotate his period of continuous Honorable service from 20 August 1987 to 19 October 1992.

d. Petitioner contends his DD Form 214 does not correctly state Honorable time served in the Navy. Petitioner asserts he was awarded an Honorable discharge after completing five or more years of service in 1994. Petitioner states on his third enlistment he received a dishonorable discharge. Petitioner claims this correction should be made so that his DD Form 214 reflects his continuous Honorable service from 1987 to 1994.

CONCLUSION:

Upon review and consideration of the evidence of record, the Board determined Petitioner's request warrants partial relief. Specifically, as discussed above, the Board noted that Petitioner's DD Form 214 does not document his period of continuous Honorable service from 20 August 1987 to 19 October 1992 and requires correction.

In reviewing Petitioner's record, the Board found no evidence that he reenlisted in 1994. Therefore, the Board denied the aspect of his application that pertains to his request to be granted continuous Honorable service through 1994.

RECOMMENDATION:

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

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 21 June 1996, to reflect the following comment added to the Block 18 Remarks section:

"CONTINUOUS HONORABLE SERVICE FROM 20JUN1987 TO 19OCT1989."

That 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.

Subj: REVIEW OF NAVAL RECORD OF [REDACTED]
USN, XXX-XX [REDACTED]

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.

2/5/2025

