



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

██████████  
Docket No. 10381-24  
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.

A three-member panel of the Board, sitting in executive session, considered your application on 18 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 Commander, Navy Personnel Command (NPC) memorandum 1900 PERS-312/SA of 18 November 2024 and your response to the advisory opinion.

In accordance with BUPERSINST 1900.2H published on 3 September 1974, criteria for issuance of DD Form 214N. The DD Form 214N is issued to cover periods of service on active duty, temporary active duty, some periods of active duty for Training, certain periods terminated by a change of status not concurrent with separation from active service, and release from a status that is legally determined to be void. a. Eligible Personnel. The DD Form 2144N is issued to: ... (2) Personnel Released from Active Duty for Training. The DD Form 214N will be furnished to personnel being separated from a period of active duty for training, only when they have served 90 days or more. The DD Form 214N will be furnished, however, to personnel being separated for physical disability, regardless of the length of time served on active duty for training.

(5) Midshipmen and Cadets. For those midshipmen and cadets, including those serving concurrently as enlisted members, at the [REDACTED], [REDACTED], or the [REDACTED], who will be issued the DD Form 2MN, see BUPERS Notice 1300 of 17 May 1974 or BITERS Instruction 1300.36 Series (NOTAL), as appropriate. For midshipmen, USNR who will be issued the DD Form 214N, see the NROTC Office Procedures Manual, NAVTRA 92539B.

On 23 February 1971, Armed Forces Exam & Entrance Station, [REDACTED] issued you an Administrative Remarks (NAVPERS 1070/613) listing the following: "Enlisted this date in the U.S. Naval Reserve for six years in the rate of SR (B-1). Assigned to the [REDACTED]. Has agreed to enlist USN for 4 years AUTHs Part B, Chap. 2, Section 11 of CRUI1MAN."

On 28 May 1971, Armed Forces Exam & Entrance Station, El Paso, Texas 79943 issued you an Administrative Remarks (NAVPERS 1070/613) listing the following: "Discharged With HDGC. Reason: Immediate Enl in USN AUTH: BUPERSMAN 3850300(10)d(1) (c)."

On 29 May 1971, you entered active duty for 4 years EAOS of 28 May 1975.

You were discharged with an Honorable character of service and were issued an Armed Forces of the United States Report of Transfer or Discharge (DD Form 214N) for the period of 29 May 1971 to 1 July 1971 due to Erroneous Enlistment (Physical disability).

On 31 March 1976, you signed a Judge Advocate General's Corps Student (1955) Program Service Agreement (NAVCRUIT 1110/60).

On 31 March 1976, you signed an Officer Appointment Acceptance and Oath of Office (NAVCRUIT 1000/20) in the inactive U.S. Naval Reserve as an Ensign with a designator code of 1955.

Abstract of Service & Medical History (NAVMED 1406) listed the following: Ship or Station Officer Indoctrination Course (OIS) NPT RI, Diagnosis Number & Remarks DUINS, and From/To Date: 8 June 1976 to 6 July 1976.

On 9 July 1976, [REDACTED], [REDACTED] certified that you had successfully completed the OIS.

On 26 July 1976, your Reporting Senior signed a detachment of officer/Regular Report on the Fitness of Officers for the period of 30 May 1976 to 9 July 1976. Furthermore, the following was listed: block 7 (Ship/Station) [REDACTED], and block 23 (Duties assigned) UINS-UNDER Instruction at OIS 1-1/2.

In July 1976, you were issued BUPERS order: 191217 listed the following: "...such time as necessary to proceed and report OIC, Naval Legal Service Office, [REDACTED] ...on 19 July 1976 temporary active duty. Report CO, [REDACTED] admin purposes. Completion TEMAC and when directed NLT 15 August 1976 after physical examination detached; return above address...regard released from all active duty.

On 4 May 1977, your Reporting Senior signed a detachment of officer/Regular Report on the Fitness of Naval Reserve Officers on Inactive Duty for the period of 9 May 1976 to 18 July 1976." Furthermore, the following was listed: "This report is forwarded as "NOT OBSERVED". ENS [B] attended one full days drill and was later terminated due to enrollment in ██████████  
██████████

You were released to inactive duty with an Honorable character of service and were issued a DD Form 214N for the period of 14 July 1976 to 14 August 1976 due to unknown.

On 18 March 1977, Commander, Naval Reserve Readiness Command, Region Eleven issued you an Inactive Duty Training Orders Termination/Cancellation/Modification (NAVPERS 1321/5) listing the following: Reference (A) which authorized your assignment to ██████████  
██████████ as a member in a non-pay status is hereby terminated effective 18 July 1976. Enrollment in ██████████

You were released to inactive duty with an Honorable character of service and were issued a DD Form 214N for the period of 14 August 1977 to 29 September 1977 due to unknown.

On 28 April 1978, you signed an Officer Appointment Acceptance and Oath of Office (NAVCRUIT 1000/20) in the active ██████████ as a Junior Lieutenant with a designator code of 2502.

You were released from active duty 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 14 October 1977 to 1 June 1983 due to request for extension of active duty denied involuntary release or transfer.

You requested your DD Form 214N issued for the period of 14 July 1976 to 14 August 1976 be corrected to show you entered active duty on 25 May 1976, the date you arrived at OIS. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that on 9 July 1976, Naval Education and Training Center, ██████████ certified that you had successfully completed the OIS. On 26 July 1976, your Reporting Senior signed a detachment of officer/Regular Report on the Fitness of Officers for the period of 30 May 1976 to 9 July 1976. In accordance with BUPERSINST 1900.2H, the DD Form 214N will be furnished to personnel being separated from a period of active duty for training only when they have served 90 days or more. Because you served less than 90 days on active duty while at OIS, a DD Form 214N was not issued. Furthermore, there is a gap in active service between graduating OIS and your next period of active duty, therefore changing the DD Form 214N to show continuous service from 25 May 1976 to 14 August 1976 is inappropriate. Finally, the DD Form 214N in question accounts for your service at OIS and is listed under Prior Active Service. Therefore, the Board determined that a change to your DD Form 214N is not warranted. In this connection, the Board substantially concurred with the comments contained in the 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,

2/21/2025

