



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

Docket No. 11276-24  
Ref: Signature Date

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

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

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 Navy, filed enclosure (1) requesting removal of the data on his DD Form 215, Block 11c, Reason and Authority, which currently appears as: BUPERSINST 1910.22 BUPERSMAN 3420220 CODE 384 BUPERS MSG041900Z of Feb 72. Enclosures (1) and (2) apply.

2. The Board, consisting of [REDACTED], and [REDACTED], reviewed Petitioner's allegations of error and injustice on 27 January 2025 and, pursuant to its regulations, determined 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 Navy and began a period of active service on 11 March 1969.

d. On 20 May 1970, Petitioner was apprehended by civil authorities for possession of alcoholic beverages by a minor. He subsequently appeared in civil court for possession of alcoholic beverages by a minor and was fined \$15 plus court costs.

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e. On 11 August 1971, a Preliminary Inquiry Report into Petitioner's conduct concluded Petitioner's performance had deteriorated considerably in the past few months. The report identified Petitioner's failure to follow orders and unauthorized absences (UA), in addition to Petitioner's own admission that he had not attended quarters regularly and demonstrated a very poor attitude, destroyed the trust of his supervisors and resulted in Petitioner being assigned very little work or responsibility.

f. On 18 October 1971, Petitioner's medical record reflects he was transferred to Naval Hospital [REDACTED], after having been admitted to Naval Hospital [REDACTED] on 30 August 1971. His record further indicates he was diagnosed with Acute Schizophrenic Reaction, Paranoid Type. On 21 October 1971, he was granted a drug exemption to assist with his medical treatment. Pursuant to the exemption, he admitted to use of marijuana from August 1969 to August 1971, LSD from January 1970 to August 1971, methedrine from January to August 1971, and mescaline from July 1970 to July 1971. On 27 October 1971, via Naval Message, it was documented Petitioner had a "working diagnosis" of Passive Aggressive Personality and psychological dependence on drugs. On 14 January 1972, Petitioner was discharged from Neuropsychiatry, at [REDACTED], for administrative separation.

g. On 20 January 1972, Petitioner was notified of pending administrative separation processing by reason of unfitness. He acknowledged the notification and, in order to permit his early return to the civilian community, he requested immediate discharge in lieu of awaiting final action. The separation authority granted his request and he was so discharged with an Honorable characterization of service on 26 January 1972.

h. Petitioner previously applied to this Board for a change to his reentry code and was most recently denied relief on 15 March 2022.

i. Petitioner contends the coded information present on Block 11c of his DD Form 215 creates a double jeopardy situation on any future applications for Veteran's status with any State or Local Agency, organization, or private employer. He further contends many employers and agencies require a veteran to submit the DD Forms 214/215 for any application. For purposes of equity and clemency consideration, Petitioner provided his DD Form 214, DD Form 215, Honorable discharge certificate, congressional correspondence with BCNR, and his request letter.

## CONCLUSION

Upon careful review and consideration of all of the evidence of record, the Board determined that Petitioner's request warrants relief in the interests of justice. The Board reviewed his application under the guidance provided in reference (b).

After reviewing the record holistically, and given the totality of the circumstances, purely as a matter of clemency, the Board concluded Petitioner's record should be changed in accordance with his request. In making this determination, the Board noted that the language Petitioner wants removed from his DD Form 215 provides the reason for separation of, in part, "drug addiction." In light of this, the Board considered the fact of Petitioner's in-service diagnosis of Acute Schizophrenic Reaction, Paranoid Type, the likelihood that his struggles with mental

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health contributed to his drug abuse, and the fact he voluntarily admitted his drug abuse to a medical provider in pursuit of medical care, and concluded it was in the interest of justice to change his separation to reflect a Secretarial Authority discharge.

Notwithstanding the recommended corrective action below, the Board was not willing to change Petitioner's reentry code. The Board determined his RE-4 reentry code remained appropriate in light of his misconduct and lack of suitability for service. Ultimately, the Board concluded any injustice in Petitioner's record is adequately addressed by the recommended corrective action.

#### RECOMMENDATION

That Petitioner be issued a Certificate of Release or Discharge from Active Duty (DD Form 214), for the period ending 26 January 1972, indicating his narrative reason for separation as "Secretarial Authority," his separation authority as "MILPERSMAN 1910-164," and his separation code as "JFF."

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

3/4/2025

