



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

██████████
Docket No. 11970-24
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 11 March 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.

You requested to correct your rank to Corporal/E-4 vice Lance Corporal/E-3 on your DD Form 214, Armed Forces of the United States Report of Transfer or Discharge ending 20 April 1959. 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 in accordance with Marine Corps Order 1223.1, a change to the rank structure that included the ranks of Acting Corporal/E-3, Lance Corporal/E-3, Acting Sergeant/E-4, and Corporal/E-4 effective 1 January 1959.

A review of your record reflects you enlisted in the Marine Corps Reserve on 5 October 1954, followed by your enlistment in the Marine Corps on 21 April 1955. You were promoted to Corporal/E-3 effective 1 November 1957, followed by your rank title changing to Acting Corporal/E-3 on 1 January 1959 and Lance Corporal/E-3 on 20 April 1959; date of your release from active duty and transfer to the Marine Corps Reserve as an E-3 to complete your military service obligation. Your promotion warrant to the rank of Corporal/E-4 was in the Reserve and effective 1 October 1961 which was after your 20 April 1959 release from active duty. Therefore, correction to your active duty DD Form 214 is not warranted. Furthermore, the Board

noted that a DD Form 214 is only issued for active duty service, thus your grade of E-3 reflects the proper grade at the time your DD Form 214 was issued.

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,

3/24/2025

