



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

██████████
Docket No. 1836-25
Ref: Signature Date

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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 29 July 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 Commanding Officer, Navy Pay and Personnel Support Center memorandum 1900 N1 of 30 April 2025, which was previously provided to you for comment.

On 5 April 2022, you were issued official retirement orders (BUPERS order: ██████████ while stationed in ██████████ with an effective date of departure of June 2022. Furthermore, the following was listed: On 28 Jun 2022 you will be Transferred to the Temporary Disability Retired List (080) with grade LT and with retired pay O3 (O-3 E), pursuant to provisions of 10 U.S.C. SEC. 1202. Proceed to home of selection. regard relieved of all active duty effective at 2400 on date of detachment...Reporting senior directed to detach member in time to proceed and report on 27 Jun 2022 at following station.

You were transferred to the Temporary Disability Retired List (TDRL) 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 2 February 2016 to 27 June 2022 due to Disability, Temporary. Furthermore, block 18 (Remarks) listed the following: "Serial Number: N2022062700385-0; Transaction Code: A; Effective Date of Temporary Disability Retired List: 28 Jun 2022. Subject to Active Duty Recall by The Secretary of the Navy..."

Defense Finance and Accounting Service (DFAS) HUNT system shows that your service entry date is 6 September 2001, your original retirement transfer date is 27 June 2022 and Pay Entry Base Date

is 16 September 2001. Service base pay is 20 years, 9 months, and 11 days, service percent multiplier is 20 years, 9 months, and 11 days, and Total Active Service is 20 years, 9 months, and 11 days.

Your Master Military Pay Account (MMPA) shows the following (Base Pay): “ENTRY-OPEN-DT 220105 06 01 1 ENTRY-CLSD-DT 221101 05 11 1 CNTRL-CODE 2 ACTN V2 START 220101 STOP 220628 ENTLMT-MM -32,739.92 ENTLMT -32,739.92 ENTLMT-NM 0.00 MNTLY-RATE 8,050.80.”

On 10 April 2024, DFAS notified you that “[t]his is concerning your request for waiver and file number ██████████. You applied for a waiver in the amount of \$37,250.09 for non-pay related deductions. A review of your account shows that you were notified that the indebtedness is due to an End-of Month payment of \$3,721.09 dated June 03, 2022. This payment was for 15 days. Due to your separation on June 28, 2022, you were only entitled to 13 days. Your indebtedness was also for payments you received after your date of separation (DOS) and Support/ Command (Supp/Com) payments made on your behalf after your separation for July 2022 through October 2022. At this time, we are suspending the case with no action performed; until such time as, we receive additional information. Once requested information is received, the waiver process will resume.

The Certificate of Release or Discharge from Active Duty (DD Form 214) you received shows your DOS as June 27, 2022. According to the Defense Workload Operation Web System (DWOWS) Case ██████████ your DOS was established as June 28, 2022, on to your Master Military Pay Account. Due to the conflicting dates involved, at this time our office cannot verify nor validate your correct DOS.

Please provide an amended Certificate of Release or Discharge from Active Duty (DD Form 214) or a Correction to DD Form 214 Certificate Release or Discharge from Active Duty (DD Form 215) reflecting your DOS as June 28, 2022.”

On 10 April 2024 and 15 November 2024, DFAS notified you that “[t]his is in reference to your waiver request and file number ██████████. You applied for waiver consideration of a \$37,250.09 indebtedness resulting from payments received after your date of separation through October 2022.

A review of your DD Form 214, Certificate of Release or Discharge from Active Duty, shows your date of separation as June 27,2022. Per your Master Military Pay Account, your date of separation is June 28,2022. The letter you submitted from the Department of Navy, Navy Personnel Command dated January 17, 2024, states your date of separation was June 28, 2022. As your DD Form 214 seems incorrect, we would need a corrected DD Form 214 or DD Form 215, Correction to DD Form 214 Certificate of Release or Discharge from Active Duty. As such you should submit DD Form 149 and all applicable supporting documentation to the Board for Corrections of Naval Records (BCNR)...”

On 6 November 2024, Commander, Navy Personnel Command (PERS-954) notified you that “[i]n accordance with the provisions of Title 10, U. S. Code, Section 1210, the Secretary of the Navy' has determined that your disability for which you were placed on the Temporary Disability Retired List has stabilized and that your disability is now PERMANENT and rated at Eighty (80) percent disabling. Accordingly, you will be placed on the PDRL by reason of a permanent physical disability effective 5 November 2024 in the grade of O-3E.”

On 3 April 2025, Navy Personnel Command (PERS-3B) notified the Board that, “[i]n response to reference (a)[BCNR Docket No. NR20250001836], request correction to Certificate of Release or Discharge from Active Duty (DD 214) to reflect correct separation date, correct effective date of Temporary Disability Retired List (TDRL) and be issued an Honorable Discharge Certificate (DD 256).

A complete review of Subject Named Officer’s (SNO) Official Military Personnel File (OMPF), corporate data, and the document provided was conducted. The review failed to reveal evidence to support a correction to SNO’s separation date or effective date of TDRL within PERS-312 corporate data access. The DD 256 is provided to members who are “Discharged” with Honorable conditions. SNO was placed on TDRL; therefore, SNO would receive a letter with the effective date of TDRL vice a DD 256.”

You requested to change block 12.b (Separation Date This Period) on your DD Form 214 ending on 27 June 2022. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You assert that your “[o]riginal DD214 shows separation of 6/27/22 and on the same form it says Temporary disability date of 6/28/22...it has been 2 years and 8 months since I retired and still don’t have a corrected DD Form 214 and neither do I have a DD 256-Honorable Discharge...” However, the Board concluded that your official retirement orders specified that your last day of active duty was 27 June 2022 and on 28 June 2022 you would be transferred to the TDRL. Therefore, the Board found no error with either your separation date or effective date of transfer to the TDRL listed on your DD Form 214. Additionally, the DD Form 256 is provided to members who are discharged under Honorable conditions. You were not discharged, you were transferred to the TDRL, therefore the issuance of a DD Form 256 is not warranted in your case. Therefore, the Board determined there is no error or injustice to warrant a change to your record. 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,

8/4/2025

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