



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

██████████
Docket No. 5051-25
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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 20 May 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 Sergeant/E-5 vice Corporal/E-4 on your DD Form 214, Armed Forces of the United States Report of Transfer or Discharge ending 30 July 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 new rank of Lance Corporal/E-3 was being phased in effective 1 January 1959. The prefix "Acting", was established so that all Marines would be able to retain their existing titles, insignia, and privileges. Upon promotion, Marines would assume the new rank titles.

A review of your record reflects you entered the Marine Corps on 21 July 1955. You were promoted to Corporal/E-3 effective 1 November 1956 and Sergeant/E-4 on 1 December 1957. On 1 January 1959, an entry was made on your NAVMC 118(5), Promotions and Reductions page stating, "Change Rank Title to Act Sgt (E-4) Auth: MCO 1223.1 of 25 Nov 1958." On 30 July 1959, you were released from active duty and transferred to the Marine Corps Reserve to complete your military service obligation; your DD Form 214 properly listed your rank as Corporal/E-4. Thereafter, an additional entry was made on your NAVMC 118(5) indicating,

“Effective 1 July 1963 Rank title redesignated to Cpl Auth: MCO 1223.1A.” You discharged from the Marine Corps Reserve on 20 July 1963 in the rank of Corporal/E-4.

The Board could not find nor did you provide evidence of passing the Sergeant/E-5 examination and/or being promoted. Therefore, the Board determined a change to your record is not warranted.

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,

6/3/2025

