



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

701 S. COURTHOUSE RD

ARLINGTON, VA 22204

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Docket No. 6944-25

Ref: Signature Date

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Dear Petitioner:

This is in reference to your request for reconsideration of your application for correction of your naval record pursuant to Title 10, United States Code, Section 1552.

The Board previously determined that your initial application (Docket No. 3456-25) was not filed in a timely manner and you were so informed by letter dated 15 April 2025. Your application for reconsideration was considered by a three-member panel of the Board, sitting in executive session, on 18 December 2025. In your application, you requested to receive a service disability retirement. On reconsideration, you contend it would be in the interest of justice to excuse your failure to submit your application in a timely manner because you only discovered the error in your naval record when you were being interviewed by a Vocational Rehabilitation Representative of the Department of Veterans Affairs (VA). You also asserted that, as a member of the Marine Corps Reserve, you received Certificates of Discharge or Release from Active Duty (DD Form 214) for your several periods of active duty, but you did not receive a final DD Form 214.

After careful and conscientious consideration, the Board determined this was an insufficient reason to find it in the interest of justice to excuse your failure to submit your application in a timely manner which was over 3 years after your discharge. Thus, the Board was not willing to waive the three-year statute of limitations since the date of discovery, and determined your request for reconsideration should be denied due to the length of time since your transfer to the Individual Ready Reserve (IRR) on 25 November 1996. With respect to your assertion that you did not receive a final DD Form 214, the Board observed that, as reflected in the name of the form, a DD Form 214 is only issued at the completion of release or discharge from active duty. You, however, were a member of the Marine Corps Reserve, and thus your final discharge from the reserve would not be reflected by the issuance of a DD Form 214. Your naval record does contain a letter dated 25 November 1996 reflecting that you were transferred to the (IRR) effective that date.

In the absence of sufficient new evidence for reconsideration, the decision of the Board is final, and your only recourse would be to seek relief, at no cost to the Board, from a court of appropriate jurisdiction.

Sincerely,

1/5/2026

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