



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE RD
ARLINGTON, VA 22204

██████████
Docket No. 7210-25
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 24 March 2026. 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 Commander, Navy Personnel Command memorandum 1830 PERS-836/ of 4 August 2025 and your response to the advisory opinion.

You requested that your record show 20 years, 4 months, and 1-day of active-duty service. In its review of your entire record and application, the Board carefully weighed all potentially mitigating factors, including your assertions.

The Board noted that your Certificate of Release or Discharge from Active Duty (DD Form 214), with an end date of 31 October 2024, was completed before the statement of service. The Board also noted this DD Form 214 was issued with an error in block 12.a (Date Entered AD This Period). Because you were previously issued a DD Form 214 for active-duty service from 30 June 2004, through 29 January 2006, your retirement DD Form 214 ending 31 October 2024, should have listed 24 March 2008, in block 12.a.

You were in a Navy Reserve drilling status from 30 January 2006, through 23 March 2008. This period of service in the drilling Reserves does not count toward an active-duty retirement, except for periods of annual training, active duty for training, or mobilizations.

You asserted that if you had been notified of the Active Duty Service Date (ADSD) adjustment before retirement, you would have been advised to contact PERS-454. You believe this would have allowed you to request a permanent limited duty (PLD) waiver, enabling you to remain on active duty to reach the 20-year eligibility date of 21 August 2026, and qualify for Concurrent Retirement and Disability Payment.

According to SECNAVINST 1850.4E, the Chief of Naval Personnel may retain members on active duty in a PLD status if they are found Unfit to continue naval service but meet specific criteria. Each case is considered individually, and the member must be able to maintain themselves in a normal military environment without adversely affecting their health or the health of others.

The Non-Medical Assessment issued on 5 September 2023 contained a questionnaire answered by your commanding officer (CO). Your CO stated that you had 18 years and 11 months of active service and would not recommend that you be retained on active duty in a PLD status. He would not recommend PLD solely to complete retirement eligibility or to complete your End of Active Service. The reason provided was: "His medical condition has made working and everyday life circumstances very difficult to perform. He is unable to perform required duties as a recruiter or Sailor with his current medical condition."

The Board noted that the error in your ADSD was not discovered until after you were transferred to the Permanent Disability Retired List. Nevertheless, your CO still recommended against retaining you in a PLD status to meet the retirement eligibility he believed was only one year and one month away. In response to an inquiry about how your medical condition impacts your work, your CO wrote, "...due to the uncertainty of his medical condition, and the unpredictability of the member to outline specific restrictions, determines that he is unable to continue as a CRF recruiter, let alone any other position in the United States Navy."

Therefore, the Board concluded that even if you had been aware of the error, a request for permanent PLD would likely have been denied due to your disabling physical condition and your inability to be maintained in a normal military environment without adversely affecting your health. In this context, the Board disagreed with the advisory opinion that recommended you be given the opportunity to return to active duty to request a PLD waiver. The Board thus concluded that there is no probable material error, substantive inaccuracy, or injustice warranting corrective action. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

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,

3/31/2026

