



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

██████████
Docket No. 7548-25
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL ██████████ USNR,
██████████

Ref: (a) Title 10 U.S.C. § 1552
(b) OJAG letter 5300 Ser 13/1PL0562.19 of 24 May 19
(c) SECNAVINST 1920.6D of 24 Jul 19

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by NPC ltr 1070 PERS-9, 1 Aug 25
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to show that the effective date of the Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) is 1 April 2025 vice 15 May 2025.

2. The Board, consisting of ██████████ reviewed Petitioner's allegations of error and injustice on 7 April 2026 and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies.

3. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. On 26 June 2012, Petitioner signed an Aviation Officer Candidate (1390) Program Service Agreement (NAVACRUIT 1131/105).

b. On 26 June 2012, Petitioner enlisted in the U.S. Navy for 8 years with an Expiration of Obligated Service of 25 June 2020 via Aviation Officer Candidate (1390) Program Service Agreement – NAVCRUIT 1131/105.

c. Petitioner was discharged with an honorable character of service and was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of

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[REDACTED]

9 September 2012 to 29 November 2012 upon accepting commission or warrant in same branch of service.

d. Petitioner's Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) prepared on 5 November 2012 and signed on 30 November 2012 listed the following: Block 6 (Designator) 1390. Block 13 (Permanent Grade) ENS. Block 14 (Permanent Grade Date) 30 November 2012. Block 15 (Present Grade) ENS. Block 16 (Present Grade Date) 30 November 2012. Block 18 (Type of Duty) Active. Block 24 (Branch) USN.

e. In accordance with reference (b), "[t]his opinion discusses the two questions raised by reference (a) [ASN (M&RA) letter of 18 Jul 10]. BLUF. In accordance with section 1552 of reference (b), the Secretary of the Navy (S5CNAV), acting through BCNR, may determine that the Department of the Navy's (DON) failure to transition 57 officers to the Reserve Active-Status List (RASL) so that a break in service did not occur constitutes an error that may be corrected by adjusting the effective date of a Reserve appointment to a date consistent with section 632(a) of reference (b) [Title 10 U.S.C.].

Question 1. Were all officers listed in the group petition approved for Reserve appointments? Answer. Yes. Pursuant to section 12203 of reference (b) and reference (c), all 57 concerned officers were properly appointed to the RASL on 19 Apr 18, when the Secretary of Defense signed the scroll. Question 2. Does BCNR have the authority to adjust the effective date of a Reserve appointment to a date earlier than the appointment approval date? Answer. Yes. Pursuant to section 1552 of reference (b), the SECNAV may correct any military record, acting through BCNR, when it is considered necessary to correct an error. The record demonstrates an error by the DON when the subject officers were not transferred in a timely manner from the ADL to the RASL. Accordingly, all 57 officers now have a break in service. Nothing in law, regulation, or policy prohibits the SECNAV from using his authority in section 1552 of reference (b) to adjust the subject officers' effective dates of appointment to the RASL."

f. In accordance with reference (c), "[t]his instruction applies to the separation, discharge, termination of appointments, release from active duty, mandatory retirement for length of service or age, characterization of service, and dropping from the rolls of Regular and Reserve Navy and Marine Corps officers in the grades of Warrant Officer, W-1 to O-8."

"Processing Time Goals. To support policy objectives and further the efficient administration of officer separations, every effort will be made to adhere to the following time goals for processing separations. Failure to process an administrative separation within the prescribed time goals will not create a bar to separation or characterization. Separation processing should be completed: By the date of fulfillment of service obligation for separations upon fulfillment of service obligation;... By the date granted in any extensions..."

"Regular Officers Requesting Reserve Commissions Upon Resignation a. A Regular officer requesting resignation under this enclosure who has completed the eight-year military service obligation outlined in paragraph 4a of this enclosure and who requests a

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[REDACTED]

Reserve commission upon resignation from the Regular Navy or Marine Corps will normally be tendered such a commission, provided a requirement exists for the officer's skill in the grade and competitive category in which the officer would serve in the Navy or Marine Corps Reserve."

g. On 23 October 2024, Commanding [REDACTED] notified [REDACTED] [REDACTED] Aviator Selection Board Convening 03 December 2024 that "It is my pleasure to offer a personal recommendation for [Petitioner] to become a [REDACTED] [REDACTED] Selected Reservist. As [REDACTED] [REDACTED] I can undoubtedly say [REDACTED] is one of my most qualified and effective instructors."

h. On 30 October 2024, Commander, [REDACTED] notified President, [REDACTED] [REDACTED] 03 December 2024 that "[i]t is my pleasure to offer my strongest recommendation of [Petitioner] for selection as a [REDACTED] Instructor Pilot. He is an outstanding Naval Officer, professional aviator, and dedicated leader within my Training Air Wing. He will undoubtedly make an excellent addition to the [REDACTED] team."

i. On 30 October 2024, Navy Personnel Command notified Petitioner that "I would plan around a separation date of 31 March 2025. I think we will be able to get that across the finish line. Realize, once approved the orders are written for 31 MAR, but as long as the command is ok with it, you can detach at any time in March."

j. Petitioner resigned with an Honorable character of service and was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 30 November 2012 to 31 March 2025 upon completion of required active service.

k. Career Transition Officer, Reserve Processing & Affiliation Center (RPAC), PERS-97 (Formerly CTO) notified petitioner that, "I regret to inform you of an administrative matter that has impacted your SELRES affiliation. Due to recent administrative changes at the Office of the Secretary of Defense (OSD), there has been an unexpected delay in the signing of scrolls that directly effects your gain date. Unfortunately, this will cause a break in service. A break in service will cause a loss of Transition Assistance Management Program (TAMP) benefits, among other implications. I understand the inconvenience this may cause, and I am committed to assisting you throughout this process. In the interim please immediately enroll into Tricare Reserve Select to prevent further exacerbation of the issue. To best rectify this situation, you will need to file a request with the Board for Correction of Naval Records (BCNR) after your affiliation to the Selected Reserves (SELRES)..."

l. Petitioner's Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) prepared on 14 May 2025 and signed on 15 May 2025 listed the following: Block 3 (Designator) 1315. Block 18 (Permanent Grade) LCDR. Block 19 (Permanent Grade Date) 1 September 2022. Block 20 (Present Grade) LCDR. Block 21 (Present Grade Date) 1 September 2022. Block 23 (Type of Duty) Inactive. Block 26 (Branch) USNR.

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[REDACTED]

m. On 16 June 2025, COMNAVRESFORCOM issued Petitioner Inactive Duty Training Orders – Termination/Cancellation/Modification listing the following: Your assignment to NR TRARON 7 SAU (84195), is hereby modified in accordance with the references listed above, effective 11 June 2025 as indicated below: “You are assigned to [REDACTED] [REDACTED] for inactive duty in a pay status [REDACTED] [REDACTED] Your tenure in this billet will expire 30 June 2028 unless terminated sooner by proper authority or otherwise modified.”

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. The Board determined that Petitioner’s intent was to affiliate with the Navy Reserve with no break in service. The Board determined that the break in service was due to administrative delay and at no fault of Petitioner, therefore the Board determined that the acceptance date of the Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) shall be adjusted to 1 April 2025, and that his record reflects continuous service during his transition from the ADL to the RASL and that Petitioner is entitled to all benefits associated with appointment in the Navy Reserves on that date.

RECOMMENDATION

That Petitioner’s naval record be corrected, where appropriate, to show that:

Petitioner’s Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) was signed 1 April 2025 vice 15 May 2025. Note: That any other entries affected by the Board’s recommendation be corrected.

A copy of this report of proceedings will be filed in Petitioner’s naval record.

4. It is certified that a quorum was present at the Board’s review and deliberations, and that the foregoing is a true and complete record of the Board’s proceedings in the above titled matter.

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of the reference, has been approved by the Board on behalf of the Secretary of the Navy.

4/14/2026

