



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

██████████
Docket No. 8317-25
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO ██████████, USNR, XXX-XX-██████████

Ref: (a) Title 10 U.S.C. § 1552
(b) BUPERSINST 1001.39E, 26 Apr 05

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by NPC letter 5740 PERS-91, 1 Sep 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 (the Board), requesting that her naval record be corrected to show Petitioner was eligible for retirement effective 1 April 2007.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 16 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. In accordance with reference (b), Minimum Participation Requirements to Remain in an Active Status in the Navy Reserve. USNR-R and USNR-S1 are continually screened by NAVPERSCOM (PERS-4911/4913) to ensure that assigned members are participating at a level consistent with their active status. NAVPERSCOM (PERS-4911/4913) may transfer members who have completed their initial MSO and who are not earning sufficient retirement point credit to the USNR-S2. Officers so transferred may request reinstatement to the USNR-R by meeting the requirements specified in this instruction and completing a NAVPERS 1200/1 (Rev. 09/90), Ready Reserve Transfer Request Service Agreement. Enlisted members may agree to remain in the USNR-R by signing a statement on the enlistment/reenlistment contract, or on the extension documents. The member must take appropriate steps to meet minimum participation requirements or may again be screened from an active status. Successive requests for reinstatements will generally be disapproved. Minimum participation requirements are...

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officers and enlisted members with 20 years or more of qualifying service, computed as of the date of the screening, need to earn at least 50 points, including membership points, each anniversary year per DODI 1200.15 of 18 September 1997. Note that the minimum participation standards for drilling members (chapter 11) are different than the standards required to remain in an active status.

b. On 9 March 1982, Petitioner enlisted in the U.S. Naval Reserve for 6 years with an Expiration of Obligated Service (EOS) of 8 March 1988.

c. Petitioner was released from active duty 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 25 September 1984 to 23 September 1988 upon USNR Expiration of term of active obligated service.

d. Petitioner was released from active duty and transferred to the Naval Reserve 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 27 December 1990 to 6 June 1991 upon USNR Expiration of term of active obligated service.

e. On 21 November 1998, Petitioner reenlisted in the U.S. Naval Reserve for 6 years with a new contract end date of 20 November 2004.

f. On 20 November 2004, Petitioner signed an agreement to extend enlistment for 24 months with a new contract end date of 20 November 2006 in order to acquire sufficient time for retirement.

g. On 28 March 2005, Commanding Officer, Navy Reserve Personnel Center issued Petitioner that “[a] review of your record noted that you have invested substantial years in the Naval Reserve. Your service record indicates that you have over 17 years of qualifying service toward retirement eligibility.

If you are a member of the Individual Ready Reserve (IRR), you can continue your service in the Navy and earn retirement point credit to obtain eligibility for retired pay for non-regular service at age 60. To qualify for retired pay at age 60, you must complete at least 20 satisfactory years of service. Failure to actively participate to acquire the necessary years of qualifying service for retirement will result in your discharge without an extension or reenlistment option upon the expiration of your obligated service.”

h. On 20 November 2006, Petitioner signed an agreement to extend enlistment for 6 months with a new contract end date of 20 May 2007 in order to allow time for retirement.

i. On 20 May 2007, Petitioner was honorably discharged.

j. Navy Personnel Command issued a Statement of Service for Navy Reserve Retirement on 29 August 2025 for the period of 9 March 1984 to 20 May 2007 listing the following: Qualifying

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Years of Service: 19 years. Total Retirement Points Creditable for Pay: 3180. Date Eligible for Notification of Eligibility (NOE) For Retired Pay: "blank."

k. On 12 June 2025, Commander, [REDACTED] notified Petitioner that "[y]our application for retired pay per your application of 23 September 2024 is, unfortunately, not approved. 10 U.S.C. § 12731 delineates the qualification requirements for retired pay at age 60. Primary among these requirements is the completion of at least 20 years of qualifying service.

A review of Statement of Service indicates that you have not completed 20 years of qualifying service. Therefore, your application will be filed without action. Qualifying service is credited as indicated in section IIB of NRPC 1820/78 (Rev. 12/20)."

1. In the advisory opinion, attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

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 concluded that Petitioner was discharged on 20 May 2007 at the end of her contract with 19 qualifying years of service. At that time, Petitioner was unaware that she was 1 point short of a qualifying year and unable to dispute the point in question prior to her discharge. The Board determined that under this specific circumstance, relief is warranted.

RECOMMENDATION

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

The record of discharge from the U.S. Naval Reserve effective 20 May 2007, is rescinded.

Petitioner earned a satisfactory year after completing all training and administrative requirements to include 50 points for the anniversary year ending 8 March 2007. Note: To accomplish this, 1 point must be transferred from a previous or subsequent anniversary year as appropriate.

Petitioner was transferred to the retired reserve, without pay, effective 1 May 2007. Petitioner completed 20 years of qualifying service.

Petitioner's request for retire pay was submitted and approved by cognizant authority prior to [REDACTED] (his 60th birthday).

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.

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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.

5/4/2026

