



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

██████████
Docket No. 8453-25
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER ██████████
XXX XX ██████████ USMC

Ref: (a) 10 U.S.C. §1552
(b) 10 U.S.C. 654 (Repeal)
(c) UNSECDEF Memo of 20 Sep 11 (Correction of Military Records Following Repeal of 10 U.S.C. 654)

Encl: (1) DD Form 149 w/attachments
(2) Naval record (excerpts)

1. Pursuant to the provisions of reference (a), Petitioner filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that her discharge characterization of service be upgraded to Honorable.

2. The Board, consisting of ██████████, ██████████, and ██████████, reviewed Petitioner's allegations of error and injustice on 4 May 2026 and, pursuant to its regulations, determined 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, to include references (b) and (c).

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. Although enclosure (1) was not filed in a timely manner, it is in the interests of justice to review the application on its merits.

c. Petitioner enlisted in the U.S. Marine Corps and commenced a period of active duty on 15 October 1980. After a period of continuous Honorable service, she immediately reenlisted and began a second period of active duty on 10 March 1983.

d. On 10 December 1984, Petitioner received nonjudicial punishment (NJP) for the wrongful use of a habit forming drug (tetrahydrocannabinol) in violation of Article 112a of the Uniform Code of Military Justice (UCMJ). Her punishment consisted of forfeiture of \$100.00

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED]
XXX XX [REDACTED] USMC

pay per month for two months, 15 days or restriction, 30 days of extra duty, and reduction to paygrade to E-3, with the forfeiture suspended for three months.

e. On 27 February 1985, Petitioner admitted to homosexual conduct and was subsequently notified of the initiation of administrative separation processing. Petitioner acknowledged the notification, elected her procedural right to consult with counsel, and waived her procedural right to have the case heard before an administrative discharge board after consulting with counsel. The Separation Authority directed Petitioner's separation, with a General (Under Honorable Conditions) (GEN) characterization of service. On 14 June 1985, Petitioner was so discharged by reason of homosexuality.

f. Reference (c) sets forth the Department of the Navy's current policies, standards, and procedures for correction of military records following the "don't ask, don't tell" (DADT) repeal of 10 U.S.C. 654. It provides service Discharge Review Boards with the guidance to normally grant requests to change the characterization of service to "Honorable," narrative reason for discharge to "Secretarial Authority," the separation code to "JFF1," and the reentry code to "RE-1J," when the original discharge was based solely on DADT or a similar policy in place prior to enactment of it and there are no aggravating factors in the record, such as misconduct.

g. Petitioner contends that she experienced sexual harassment during her military service and, following disclosure of her homosexual orientation, was subjected to discrimination.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants relief.

While the Board noted Petitioner's record contains the additional misconduct discussed above, the Board noted Petitioner was processed for administrative separation based solely on her admission homosexual conduct. The Board also noted Petitioner was retained on active duty following her NJP and that her proficiency and conduct trait averages exceeded the minimum required for an Honorable characterization of service. Accordingly, the Board found Petitioner's case falls within the general guidance of reference (c) and merits relief.

RECOMMENDATION:

In view of the above, the Board recommends that the following corrective action be taken on Petitioner's naval record in the interests of justice:

That Petitioner be issued a new Certificate of Release or Discharge from Active Duty (DD Form 214) reflecting that, for the period ending 14 June 1985, Petitioner was discharged with an "Honorable" characterization of service, narrative reason for separation of "Secretary of the Navy Plenary Authority," SPD code of "JFF1," reentry code of "RE-1J," and separation authority of "MARCORSEPMAN par. 6214." That all other information currently listed on Petitioner's DD Form 214 remains the same.

Subj: REVIEW OF NAVAL RECORD OF FORMER MEMBER [REDACTED]
XXX XX [REDACTED] USMC

That Petitioner be issued an Honorable Discharge Certificate.

That no further changes be made to Petitioner's record.

That a copy of this record of proceedings be filed in Petitioner's naval record.

4. It is certified that 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 entitled 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 reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

5/22/2026

