



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

██████████
Docket No. 8825-25
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER ██████████
XXX XX ██████████ USMCR

Ref: (a) Title 10 U.S.C. § 1552
(b) 10 USC 12731

Encl: (1) DD Form 149 w/attachments
(2) 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 his naval record be corrected to show that Petitioner was transferred to the Retired Reserve Awaiting Pay at Age 60.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 30 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), (a) Except as provided in subsection (c), a person is entitled, upon application, to retired pay computed under section 12739 of this title, if the person—(1) has attained the eligibility age applicable under subsection (f) to that person; (2) has performed at least 20 years of service computed under section 12732 of this title; (3) in the case of a person who completed the service requirements of paragraph (2) before April 25, 2005, performed the last six years of qualifying service while a member of any category named in section 12732(a)(1) of this title, but not while a member of a regular component, the Fleet Reserve, or the Fleet Marine Corps Reserve, except that in the case of a person who completed the service requirements of paragraph (2) before October 5, 1994, the number of years of such qualifying service under this paragraph shall be eight; and (4) is not entitled, under any other provision of law, to retired pay from an armed force or retainer pay as a member of the Fleet Reserve or the Fleet Marine Corps Reserve.

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b. On 8 March 1991, Petitioner enlisted in the U. S. Marine Corps Reserve for 8 years with an End of Obligated Service of 7 March 1999.

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 17 June 1991 to 16 June 1995 upon completion of required active service (USMC) EAS [End of Active Service].

d. On 1 July 2010, Petitioner was promoted to Master Sergeant/E8.

e. On 26 March 2011, Petitioner reenlisted for 3 years with a Reserve End of Current Contract (RECC) of 25 March 2015.

f. On 20 July 2011, Commandant of the Marine Corps notified Petitioner that "[o]n 1 April 2011, we sent you your Notification of Entitlement to Retired Pay at Age 60 and Eligibility to Participate in the Reserve Component Survivor Benefit Plan (RCSBP). As of today's date we have not received a response from you.

Per the references, the letter informed you that you had 90 days from the date of receipt to respond, or you would be automatically enrolled into Option C "I elect RCSBP coverage for an annuity to begin on the day after the date of death, whether before or after my 60th birthday." Therefore, as of today you have been enrolled into Option C. A copy of this letter has been forwarded to your Official Military Personnel File."

g. On 2 August 2013, Petitioner signed an agreement to extend enlistment for 8 months with an EAS of 25 November 2014 in order to extend for MOB orders and to observed for promotion.

h. Petitioner executed an agreement to extend enlistment for 6 months with an EAS of 25 May 2015.

i. On 24 March 2015, Petitioner signed an agreement to extend enlistment for 9 months with an EAS of 25 February 2016 in order to have sufficient contractual time to join RUC.

j. Petitioner executed an agreement to extend enlistment for 3 months with an EAS of 25 May 2016.

k. On 24 May 2016, Petitioner signed an agreement to extend enlistment for 22 months with an EAS of 25 March 2018 in order to bring Marine to service limits for grade.

l. Petitioner was released from active duty with an honorable character of service and was issued a DD Form 214 for the period of 1 February 2017 to 15 November 2017 upon completion of required active service (USMC) EAS.

m. On 25 March 2018, Petitioner was discharged with an SPD code of KBK3 (Voluntary discharge (USMCR) EOS and RE-1A.

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n. Marine Corps Total Force System, Career Retirement Credit Record printout pulled on 13 April 2026 for the period of 8 March 1991 to 25 March 2018 listed the following: Total Active Duty Points 04804. Total Points Credit 05855. Total Satisfactory Years 27. Total Inactive Duty Points 1060. Total Qualifying Service 27-00-00.

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 at the expiration of his reserve contract, with 27 years of qualifying service. In accordance with reference (b), a person is entitled upon application to retired pay if the person has performed at least 20 years of service. The Board determined that although Petitioner did not submit a request to transfer to the Retired Reserve prior to his discharge, he more than met the minimum requirement of 20 years of satisfactory service for retirement; therefore, relief is warranted.

RECOMMENDATION

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

Petitioner's discharge from the U.S. Marine Corps Reserve effective 25 March 2018, is rescinded.

Petitioner executed a 1 month agreement to extend enlistment (1070/621) operative 26 March 2018 and was transferred to the Retired Reserve, without pay, effective 1 April 2018, upon completion of 27 years of qualifying service. Petitioner retired at the rank of Master Sergeant (E-8).

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.

5/13/2026

