



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

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Docket No. 9310-25
Ref: Signature Date

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Dear ■■■■■■■■■■,

This is in reference to your application for correction of your late husband's naval record, pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your husband's 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.

Although your application was not filed in a timely manner, the Board found it in the interest to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 7 May 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 husband's naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion by the Assistant Commander, Navy Personnel Command for Career Progression letter ■■■■■■■■■■, which was previously provided to you for comment.

You requested to change your husband's naval record to reflect 27 years of creditable service vice 23 years due to his enlistment service in the Navy Reserve from August 1950 to June 1956. The Board, in its review of your husband's entire record and your application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that your husband's service during his attendance at the United States Naval Academy (USNA) was not creditable under Title 10 U.S.C. §971 which states that "[t]he period of service under an enlistment or period of obligated service while also performing service as a cadet or midshipman or serving as a midshipman in the Navy Reserve may not be counted in computing, for any purpose, the length of service of an officer of an armed force or an officer in the Commissioned Corps of the Public Health Service." However, this computing limitation did not apply to service under an appointment as a cadet or midshipman accepted before 26 June 1956. The Board agreed that your husband is to receive Pay Entry Base Date (longevity) credit for his time

spent at the USNA due to accepting his commission on 1 June 1956. However, the service at the USNA as a midshipman is not creditable for retirement pay purposes. PERS-835 created a statement of service which has previously been provided to you, which should be submitted to the Defense Finance and Accounting Service for review of pay entitlement. The Board concluded that no further change to your husband's record is warranted. In this connection, the Board substantially concurred with the comments contained in the aforementioned advisory opinion.

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,

5/13/2026

