



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

■
Docket No. 10246-25
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) Title 10 U.S.C. § 1176

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by HQMC ltr 5800 RAP-1, 5 Jan 26
(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 Petitioner was credited 3 months of additional service to make him eligible for a Retirement in the Marine Corps Reserves.

2. The Board, consisting of ■, ■, and ■ reviewed Petitioner's allegations of error and injustice on 14 May 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 7 November 1996, Petitioner enlisted in the U.S. Marine Corps Reserve for 8 years.
- b. On 8 July 2011, Petitioner reenlisted for 4 years.
- c. On 23 June 2015, Petitioner signed an agreement to extend enlistment for 11 months with an expiration date of 7 June 2016 in order to have sufficient contractual time to join ■.
- d. On 10 May 2016, Petitioner signed an agreement to extend enlistment for 3 months with an expiration date of 7 September 2016 in order to have sufficient time on contract in order to submit for reenlistment.

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e. Petitioner's Career Retirement Credit Record for the period of 7 November 1996 to 7 September 2016 listed the following: Total Active Duty Points 01512. Total Points Credit 02649. Total Satisfactory Years 19. Total Inactive Duty Points 1137. Total Qualifying Service 19-10-01.

f. Petitioner's USMC Fitness Report (NAVMC 10835A) for the period from 1 October 2015 to 30 September 2016 listed the following: Block 1e (Grade) MSGT. Block 1f (DOR) 1 January 2014. Block 7 (Recommended for Promotion) Yes.

g. On 12 October 2016, Headquarters, U.S. Marine Corps (HQMC), Personal & Professional Development, Marine for Life Northeast Regional Coordinator notified Petitioner and several other Marines in the Marine for Life organization that, "Marines, please find the FY2017 Activity Sheet attached; instructions below." Furthermore, on 3 November 2016, HQMC Personal & Professional Development, Marine for Life [REDACTED] notified Petitioner that, "Marines, As mentioned on last night's conference call, below is the RFI from [REDACTED] Please respond directly to me NLT Nov 9. Also, if you have any information/subjects you would like to have discussed as part of the RNC Planning Conference (i.e. LinkedIn) please send me those as well. As always, thank you for all you do."

h. Petitioner submitted several screenshots of his email account, showing several emails sent and/or received in November and December 2016 regarding reenlistment.

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 on 7 September 2016, Petitioner was discharged at the expiration of his contract, just prior to the completion of his anniversary year, resulting in a partial qualifying year, and just under 20 qualifying years of service. Petitioner submitted sufficient evidence to show he was working as a Marine for Life representative at the time of discharge. Additionally, he was actively attempting to reenlist in November and December 2016. This strongly suggests to the Board that Petitioner was unaware that he was discharged and still working with Marine for Life. Additionally, in accordance with reference (b), a reserve enlisted member who is credited with at least 18 years, but less than 20 years of service computed under section 12732 (Entitlement to retired pay: computation of years of service) of this title, may not be discharged, denied reenlistment, or transferred from an active status without the member's consent... The Board determined that Petitioner was involuntarily discharged and should be credited with 3 months of service to achieve retirement eligibility in the Marine Corps Reserves in accordance with reference (b).

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RECOMMENDATION

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

Petitioner's discharge from the U.S. Marine Corps Reserve effective 7 September 2016, is rescinded.

Petitioner signed an agreement to extend enlistment for 3 months with an expiration date of 7 December 2016.

Petitioner completed all training and administrative requirements to include 63 points for the anniversary year ending 6 November 2016.

Petitioner was transferred to the Retired Reserve without pay, effective 1 December 2016. Petitioner completed 20 years of qualifying service.

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.

5/22/2026

