



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

CRS
Docket No: 3589-10
25 January 2011

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

Subj: [REDACTED] REVIEW OF
NAVAL RECORD

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) Subject's naval record
(2) CNPC memo of 24 Sep 2010

1. Pursuant to the provisions of reference (a), Petitioner applied to this Board requesting his naval record be corrected to show that he was not discharged from the Navy on 20 July 1978.

2. The Board, consisting of Mr. Storz, Mr. Rothlein, and Ms. Countryman, reviewed Petitioner's allegations of error and injustice on 17 November 2010 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, naval records, and applicable statutes, regulations and policies.

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. In correspondence attached as enclosure (2) the Commander Navy Personnel Command (NPC) advised the Board, in effect, that Petitioner's request to be discharged on 3 August 1979 should be denied; however, his request for change of date of birth and the correct discharge date of 20 July 1979 should be granted.

CONCLUSION:

Upon review and consideration of all the evidence of record, and in view of the contents of enclosure (2) the Board finds the existence of an injustice warranting the corrective action recommended by CNPC.

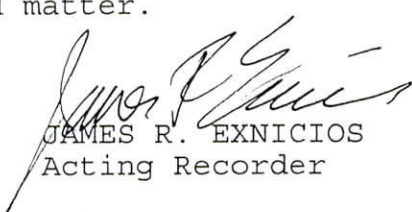
RECOMMENDATION:

a. That Petitioner's naval record be corrected to show that on 20 July 1979 he was discharged vice 20 July 1978 and that his date of birth be changed to 29 April 1956.

b. That no further relief be granted.

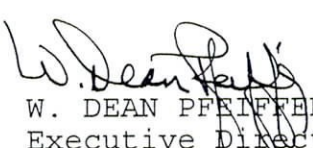
4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder



JAMES R. EXNICIOS
Acting Recorder

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.



W. DEAN PFEIFFER
Executive Director