



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

HD:hd  
Docket No. 04013-10  
11 February 2011

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

Subj: [REDACTED]  
REVIEW OF NAVAL RECORD

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

Encl: (1) DD Form 149 dtd 28 Jan 10 w/attachments  
(2) PERS-32 memo dtd 26 Mar 10 w/attached e-mail  
(3) Subject's undtd ltr w/attachments

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected by modifying the enlisted performance evaluation report for 16 March 2006 to 8 January 2007, a copy of which is at Tab A, by blacking out the signatures purporting to be hers in blocks 32 ("Signature of Individual Counseled") and 51 ("Signature of Individual Evaluated").

2. The Board, consisting of Messrs. Bourgeois, J. Hicks and Ivins, reviewed Petitioner's allegations of error and injustice on 10 February 2011, 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 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. Enclosure (1) was filed in a timely manner.

c. Petitioner asserts that the signatures at issue are forgeries. She has no objection to the content of the performance evaluation report on which they appear.

d. In enclosure (2), PERS-32, the Navy Personnel Command office with cognizance over the subject matter of this case, commented to the effect that the request should be denied, stating "As we are not the authority on the validity of signatures, we did not assume the evaluation report invalid." PERS-32 noted that since the report in question was not adverse, the block 51 entry "Certified Copy Provided" was authorized in lieu of signature by the individual evaluated. PERS-32 concluded by stating that if they were to recommend changing Petitioner's record, the change would be to enter "Certified Copy Provided" in block 51 and white out the signature in block 32.

e. With enclosure (3), Petitioner's reply to the PERS-32 advisory opinion, she provides a copy of the report at issue that is identical to the report of record, with the exception of the signatures in blocks 32 and 51. She asserts that these signatures (actually, her initials) are genuine.

#### CONCLUSION:

Upon review and consideration of all the evidence of record, and notwithstanding the recommendation of enclosure (2) to deny relief, the Board finds an error warranting the corrective action PERS-32 specified. From its comparison of the signatures in question with those Petitioner says are valid, as well as the signature purporting to be hers in block 16 of her application at enclosure (1), the Board is convinced that the signatures in question are, in fact, forgeries. Accordingly, the Board recommends the following corrective action:

#### RECOMMENDATION:

a. That Petitioner's enlisted performance evaluation report for 16 March 2006 to 8 January 2007, dated 9 January 2007 and signed  be modified as follows:

(1) Block 32: Remove signature.

(2) Block 51: Remove signature and replace it with the entry "Certified Copy Provided."

b. That any material or entries inconsistent with the Board's recommendation be corrected, removed or completely expunged from

Petitioner's record and that no such entries or material be added to the record in the future.

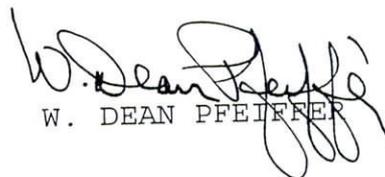
c. That a copy of this Report of Proceedings be filed at an appropriate location in Petitioner's naval record, and that another copy of this report be returned to this Board, together with any material directed to be removed from Petitioner's record, for retention in a confidential file maintained for such purpose.

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 entitled matter.

ROBERT D. ZSALMAN  
Recorder

  
JONATHAN S. RUSKIN  
Acting Recorder

5. The foregoing report of the Board is submitted for your review and action.

  
W. DEAN PFEIFFER

Reviewed and approved:



12/24/11

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