



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

HD

Docket No. NR10329-14

27 April 2015

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 31 Jul 14 w/attachments
(2) PERS-32 memo dtd 26 Jan 15 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 removing the "special" enlisted performance evaluation report for 3 September 2013 to 28 February 2014 (copy at Tab A).

2. The Board, consisting of [REDACTED] and Messrs. [REDACTED] and [REDACTED] reviewed Petitioner's allegations of error and injustice on 23 April 2015, 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. In enclosure (2), the Navy Personnel Command (NPC) office with cognizance over the subject matter of Petitioner's case has commented to the effect the request has merit and warrants favorable action. That office recommended that the contested report be removed, and upon its removal, that Petitioner submit an

administrative change letter to change the start date of the following evaluation, for 1 March to 15 June 2014, from 1 March 2014 to 25 November 2013, to maintain continuity (Petitioner's record also includes an evaluation for 3 September to 24 November 2013).

CONCLUSION:

Upon review and consideration of all the evidence of record, and especially in light of enclosure (2), the Board finds the existence of an error warranting the following corrective action:

RECOMMENDATION:

a. That Petitioner's naval record be corrected by removing the following "special" enlisted performance evaluation report and related material:

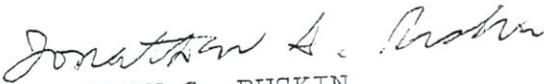
Date of Report	Reporting Senior	Period of Report	
		From	To
10 Mar 14	 USN	03 Sep 13	28 Feb 14

b. That NO memorandum be filed in place of the report to be removed, as continuity can be maintained by means of an administrative change letter modifying the report for 1 March to 15 June 2014 to begin on 25 November 2013, rather than 1 March 2014.

c. That appropriate corrections be made to the magnetic tape or microfilm maintained by NPC.

d. That any material or entries inconsistent with or relating to 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.

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.


JONATHAN S. RUSKIN
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.

A handwritten signature in dark ink, appearing to read "R. J. O'Neill", written in a cursive style.

ROBERT J. O'NEILL
Executive Director