



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

BAN
Docket No. NR05164-14
21 November 2014

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

Subj: [REDACTED]

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

Encl: (1) DD Form 149 w/attachments
(2) Bureau of Medicine (BUMED) and Surgery memo 7220 Ser M1/14UM1-3991 of 12 Nov 2014
(3) Bureau of Medicine (BUMED) and Surgery email dated 19 Nov 2014

1. Pursuant to the provisions of reference (a) Petitioner filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to establish entitlement to retroactive Medical Board Certified Pay (BCP).

2. The Board, consisting of [REDACTED] viewed Petitioner's allegations of error and injustice on 19 November 2014 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 enclosures (2) and (3), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants partial favorable action.

CONCLUSION

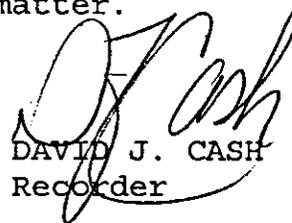
Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosures (2) and (3), the Board finds the existence of an injustice warranting the following partial corrective action.

RECOMMENDATION:

That Petitioner's naval record be corrected, where appropriate, as follows:

- a. Petitioner is entitled to the Medical Board Certification Pay at the rate of \$3500.00/per year for the period of 1 January 2004 to 6 June 2005.
- b. Petitioner is entitled to Medical Board Certification Pay at the rate of \$4000.00/per year for the period of 7 June 2005 to 6 June 2007.
- c. Petitioner is entitled to Medical Board Certification Pay at the rate of \$5000.00/per year for the period of 7 June 2007 to 6 June 2011.
- d. Petitioner is entitled to Medical Board Certification Pay at the rate of \$6000.00/per year for the period of 7 June 2011 to 30 September 2012.
- e. BUMED will pay the BCP from 1 October 2012 forward, providing all requirements are met.
- f. That a copy of this Report of Proceedings be filed in Petitioner's naval record.

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 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.


DAVID J. CASH
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.

21 November 2014

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

ROBERT J. O'NEILL
Executive Director