



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

[REDACTED]  
Docket No: 6237-21  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF [REDACTED], USNR,  
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552  
(b) BUPERSINST 1610.10E

Encl: (1) DD Form 149 w/attachments  
(2) Eval Report & Counseling Record for the reporting period 16 Mar 18 to 9 Dec 18  
(3) Eval Report & Counseling Record for the reporting period 10 Dec 18 to 15 Nov 19  
(4) Eval Report & Counseling Record for the reporting period 1 Jan 19 to 4 Nov 19  
(5) Eval Report & Counseling Record for the reporting period 5 Nov 19 to 11 Jul 20  
(6) NPC memo 1610 PERS-32 of 14 Oct 21

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 her naval record be corrected by removing her Evaluation Report & Counseling Record (Eval) for the reporting period 10 December 2018 to 15 November 2019. Enclosure (3).

2. The Board, consisting of [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 3 March 2022 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 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, found as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulation within the Department of the Navy.

b. Petitioner was issued enclosure (2), a Promotion/Frocking/Regular Eval Report for the reporting period 16 March 2018 to 9 December 2018, while assigned to [REDACTED]. Petitioner did not sign the Eval and it is marked as "Certified Copy Provided."

c. Petitioner was issued enclosure (3), a Periodic/Regular Eval for the reporting period 10 December 2018 to 5 November 2019, while assigned to [REDACTED]. Petitioner did not sign the Eval and it is marked as "Certified Copy Provided."

Subj: REVIEW OF NAVAL RECORD OF [REDACTED], USNR,  
[REDACTED]

d. Petitioner was issued enclosure (4), a Detachment of Individual/Regular Eval for the reporting period 1 January 2019 to 4 November 2019, while assigned to [REDACTED]. Petitioner did not sign the Eval and it is marked as "Certified Copy Provided."

e. Petitioner was issued enclosure (5), a Special/Concurrent Eval for the reporting period 5 November 2019 to 11 July 2020, while assigned to [REDACTED]. Petitioner signed the Eval and indicated she did not intend to submit a statement.

f. Petitioner contends she was not attached to [REDACTED] 4 because she separated from the command in December 2018 and she has an Eval from her current command, beginning 1 January 2019, which covers the dates of the inaccurate Eval. Petitioner asserts the Eval is adversely affecting her record because the Reporting Senior stated she had not completed annual training and gave her a promotable advancement recommendation, which information is incorrect because she was not at the command.

g. Enclosure (6), the advisory opinion (AO) furnished by PERS-32, was unable to determine Petitioner's assignment during the reporting period in question. PERS-32 further was unable to determine the accuracy of the assignments document that was provided, but it indicated assignment to [REDACTED] from 26 December 2016 to 31 December 2018 and reporting to the Augment Unit ([REDACTED]) on 1 January 2019. In consideration of all the evidence, and in accordance with reference (b), PERS-32 determined enclosure (3) to be in error and recommends removing it from Petitioner's record. PERS-32 further determined that removing enclosure (3) will cause an error in continuity that can be corrected by changing block 14 of the enclosure (4) from 1 January 2019 to 10 December 2018.

## CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the AO, the Board finds the existence of an error warranting corrective action. The Board noted that although the Petitioner did not furnish sufficient evidence that establishes an error warranting removal of enclosure (3), it relied on the AO in determining the appropriate course of action. Thus, the Board concluded that enclosure (3) shall be removed from Petitioner's official military personnel file and block 14 of enclosure (4) shall be changed from 1 January 2019 to 10 December 2018.

## RECOMMENDATION

In view of the above, the Board directs the following corrective action.

Petitioner's naval record be corrected by removing enclosure (3), her Eval for the reporting period 10 December 2018 to 15 November 2019, from her record and changing block 14 of enclosure (4), her Eval for the reporting period 10 December 2018 to 1 January 2019 from 1 January 2019, to 10 December 2018.

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.

Subj: REVIEW OF NAVAL RECORD OF [REDACTED] USNR,  
[REDACTED]

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.

3/21/2022

[REDACTED]

Executive Director  
[REDACTED]