



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

█
Docket No. 6934-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO █

Ref: (a) Title 10 U.S.C. § 1552
(b) COMNAVCRUITCOMINST 1130.8K

Encl: (1) DD Form 149 w/attachments
(2) BUPERS-325 email, 1 Nov 22
(3) Subject's naval record

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 to reflect retroactive advancement to Hospital Corpsman Second Class (HM2)/E-5 upon completion of Hospital Corpsman "A" School.

2. The Board, consisting of █ reviewed Petitioner's allegations of error and injustice on 8 November 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 record, 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 that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. Petitioner █s employed with █ Funeral Home from 2013 through 2014, and █ from 2014 through 2015.

b. On 20 November 2015 Petitioner earned an Associate of Applied Science in Funeral Service degree from the █ Institute of Funeral Service.

c. Petitioner was employed with █ Funeral Home from 2015 through 2017.

d. On 6 March 2017 Petitioner issued Funeral Director and Embalmer License from the state of █

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e. Petitioner started employment at [REDACTED] Mortuaries and Crematory as a supervisor in March 2017. On 15 May 2019 the Chief Executive Officer completed DD Form 370—Request for Reference indicating the Petitioner was a Funeral Director with outstanding ratings.

f. On 1 July 2019 the Commander, Navy Recruiting Command approved Petitioner for advancement to Hospital Corpsman Third Class “(HM3)/E-4 and authorized receipt of the L29A – Mortician Navy Enlisted Classification (NEC) upon completion of Hospital Corpsman (HM) Class “A” School.”

g. On 19 July 2019 Petitioner signed NAVCRUIT 1133/52, Enlistment Guarantees – Annex “A” listing Hospital Corpsman (HM 4YO) (HM-8496) DPEP-Motrician Class “A” School Guarantee; Enlistment Bonus for College Credit (EBCC) - \$6,000 Bonus; Enlistment Bonus for RTC PFA (EBPFA) - \$2,000 Bonus; and Authorized HM3/E4 and NEC L29 (8496) upon completion of Hospital Corpsman Class “A” School.

h. In September 2019 Petitioner ended employment with [REDACTED] Mortuaries and Crematory.

i. On 3 October 2019 Petitioner entered active duty.

j. On 1 April 2020 Petitioner completed Hospital Corpsman Basic and advanced to HM3/E-4 effective 2 April 2020.

k. Petitioner issued L29A — Mortician NEC effective 1 February 2022.

l. On 3 September 2022 and 27 October 2022 Petitioner’s previous managers/supervisors completed DD Form 370—Request for Reference detailing his work and supervisory experience.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2),¹ the Board finds the existence of an injustice warranting the following corrective action. In accordance with reference (b),² Petitioner met the eligibility requirements for advancement to HM2/E-5 and awarding of NEC L29A upon completion of HM Class “A” School. The Board concluded verification of Petitioner’s supervisory work experience and education was not obtained prior to his accession date, thereby impeding his advancement to HM2/E-5. Although the proper administrative requirements were not completed, the Board felt that under these circumstances, relief is warranted.

¹ Enclosure (2), 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 favorable action.

² Reference (b), applicants must meet the following requirements for advancement to HM2/E-5 upon completion of Hospital Corpsman (HM) Class “A” School: 4 years minimum work experience, 2 years of supervisory experience, and 2,160 vocational or technical training hours.

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Prior to accession, Petitioner was authorized advancement to "HM2/E-5" vice "HM3/E-4" and NEC L29A – Mortician upon completion of HM Class "A" School.

Petitioner's NAVCRUIT 1133/52, Enlistment Guarantee - Annex "A" to DD Form 4 dated 19 July 2019 is amended to reflect Option 4: Authorized "HM2/E5" vice "HM3/E4" and NEC L29A (8496) upon completion of Hospital Corpsman Class "A" School.

Petitioner issued L29A – Mortician NEC effective "1 April 2020" vice "1 February 2022."

Petitioner advanced to "HM2/E-5 effective 1 April 2020" vice "HM3/E-4 effective 2 April 2020" with a time in rate date of 1 January 2020.

Note: Defense Finance and Accounting Service will complete an audit of Petitioner's records to determine retroactive pay and allowances entitlement.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

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.
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 the reference, has been approved by the Board on behalf of the Secretary of the Navy.

11/16/2022

[REDACTED]
Deputy Director
[REDACTED]