



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

[REDACTED]
Docket No. 2051-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN, [REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) OPNAVINST 7220.17
(c) FY21 through FY23 MC Special Pay Guidance

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by BUMED, 25 Apr 23
(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 his naval record be corrected to establish retroactive entitlement to Health Professional Officers Board Certified Pay (BCP) effective 1 January 2021.

2. The Board, consisting of [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 11 May 2023 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. On 25 September 2006, Petitioner signed NAVPERS 1000/4, Officer Appointment Acceptance and Oath of Office for an inactive duty commission and also signed NAVCRUIT 1131/131, Armed Forces Health Professions Scholarship Program Service Agreement.

b. On 5 June 2010, Petitioner was commissioned in the USN, Petitioner's Active Duty Service Date was established.

c. On 7 June 2010, Petitioner was joined to [REDACTED] for duty.

d. On 2 March 2020, Petitioner was awarded a Master of Public Health from the [REDACTED]
[REDACTED]

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e. On 1 January 2021, Petitioner was awarded certification in the specialty of Aerospace Medicine Certificate No [REDACTED] from the American Board of Preventive Medicine.

f. On 9 March 2022, Petitioner received Official Change of Duty Orders (BUPERS Order : 0682) while station at [REDACTED] to Ultimate Activity [REDACTED] at homeport [REDACTED] for duty with an Estimated Date of Arrival (EDA) of August 2022.

g. On 3 August 2022, Petitioner was joined to [REDACTED] for duty.

h. On 16 November 2022, Petitioner's BCP was processed with an effective date of 16 November 2022.

i. In the advisory opinion, attached as 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.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. In accordance with references (b)¹ and (c).² Petitioner met the eligibility criteria for BCP. However, because of administrative oversight, Petitioner's BCP package was not appropriately processed, therefore, the Board felt, under these circumstances, relief is warranted.

RECOMMENDATION

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

Petitioner submitted BCP request package in a timely manner, and was approved by cognizant authority.

This change will entitle Petitioner to BCP with an annual rate of \$6,000 from 1 January 2021 to 15 November 2022.

Note: Defense Finance and Accounting Service will conduct an audit of Petitioner's pay records to determine retroactive special pay 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

¹ Reference (b), the effective date of BCP is effective on the date of commencement of active duty, or the date the officer becomes board certified in the specialty, whichever is later.

² Reference (c), the specified the 1-year rate (prorated monthly) for BCP is \$6,000.

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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.

5/24/2023

[REDACTED]

Deputy Director

[REDACTED]