



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

█
Docket No. 8211-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO █
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Ref: (a) Title 10 U.S.C. § 1552
(b) MCO P1100.72C
(c) MCO P1400.32D

Encl: (1) DD Form 149 w/attachments
(2) 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 authorization to access into the Marine Corps as a Private First Class (PFC)/E-2.

2. The Board, consisting of █ reviewed Petitioner's allegations of error and injustice on 17 October 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, she exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. Petitioner enlisted in the Marine Corps Reserve for 8 years with a 4-year active duty obligation on 26 March 2021.

b. Petitioner attended █ and earned nine hours with a grade point average (GPA) of 3.33 for the Summer 2021 semester and earned 10 hours with a GPA of 2.36 for the Fall 2021 semester hour; cumulative earning is 19 semester hours and with 2.74 GPA.

c. Petitioner's Armed Forces Active Duty Base Date (AFADBD) is 13 December 2021.

d. Petitioner promoted to PFC/E-2 on 1 June 2022 and to Lance Corporal (LCpl)/E-3 on 1 February 2023.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. Petitioner met the criteria to access in paygrade E-2 in accordance with reference (b).¹ Although the proper administrative requirements were not completed, the Board determined that under this circumstance, relief is warranted. Additionally, the Board determined that changing the paygrade upon entry to active duty would also affect Petitioner's promotion to LCpl/E-3 per reference (c).²

RECOMMENDATION

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

Petitioner's enlistment documents (DD Form 4, Enlistment/Reenlistment Document and DD Form 1966, Record of Military Processing) dated 26 March 2021 are amended to reflect accession in paygrade "E-2" vice "E-1."

This change will entitle Petitioner to pay and allowance in paygrade "E-2" effective 13 December 2021 (AFADBD).

Petitioner promoted to LCpl/E-3 effective "1 September 2022" vice "1 February 2023."

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

Note: The change to the effective date promoted to E-3 may have affected Petitioner's E-4 promotion opportunity. If Petitioner was eligible for, but was not selected to E-4 because the above change had not yet been made, the following procedures will apply to remediate that missed opportunity. Petitioner should submit a remedial consideration request in accordance with reference (c), chapter 2, section 6. If all requirements are met for eligibility of a remedial consideration request is disapproved by MMPR-2, Petitioner may reapply to this Board for consideration. Petitioner would be required to submit a DD Form 149, command endorsement/recommendation, and must include a copy of this letter with the request, a copy of the denial letter from MMPR-2, and all supporting documentation in accordance with the reference list above for adjudication from this Board.

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), appoint to a grade other than Private/E-1 upon enlistment is authorized for recruits having evidence of completing 12 semester hours/18 quarter hours of college level courses from an institution listed in the degree granting section of Accredited Instruction of Post-Secondary Education, and attained a minimum GPA of C+ (2.3 or better on 4.0 scale).

² Reference (c) specifies, a PFC/E-2 who has 8 months' time in grade from the PFC date of rank and 9 months' time in service from the AFADBD and who is otherwise qualified for promotion, as determined by the commander, may be promoted to the grade of Lance Corporal (LCpl)/E-3.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]
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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.

10/26/2023

