



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

█
Docket No. 627-24
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF █ USNR,
█

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

Encl: (1) DD Form 149 w/attachments
(2) Fitness Report, 6 Apr 22 to 11 Jun 22
(3) Fitness Report, 1 Jan 22 to 31 Oct 22
(4) Advisory Opinion by NPC memo 1610 PERS-32, 24 Jan 24

1. Pursuant to the provisions of the reference, Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting to remove enclosure (2).

2. The Board, consisting of █, and █ reviewed Petitioner's allegations of error and injustice on 30 January 2024 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. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. Petitioner received a not observed (NOB) Detachment of Reporting Senior (RS)/Regular fitness report for the reporting period 6 April 2022 to 11 June 2022. In block 41, the RS commented, "Report submitted for continuity purposes." Enclosure (2).

b. Petitioner received a Periodic/Regular fitness report for the reporting period 1 January 2022 to 31 October 2022 by the mobilization command, UIC 86303. Enclosure (3).

c. In his petition, Petitioner contends enclosure (2) is not observed and unnecessary. The training unit changed due to unit consolidation. The mobilization command remained unchanged. The training command submitted a change of RS NOB fitness report, meanwhile the mobilization command covered that same period during his next periodic report, enclosure (3).

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[REDACTED]

Petitioner claims that his performance fitness continuity report is erroneously displaying a missing period from 12 June 2022 to 31 October 2022 that is covered by enclosure (3). Enclosure (1).

d. In a memorandum dated 24 January 2024, the Navy Personnel Command (PERS-32) provided an advisory opinion (AO) for the Board's consideration recommending the Board approve Petitioner's request by removing enclosure (2). The AO determined that enclosure (2) is erroneous and unnecessary. Petitioner's mobilization command issued a Periodic fitness report that includes the period covered in the NOB report. The AO recommended removal of enclosure (2) and noted that a memorandum for continuity is unnecessary. Enclosure (4).

CONCLUSION

Upon careful review and consideration of all the evidence of record, the Board found sufficient evidence of a material error and determined that Petitioner's request warrants corrective action. In this regard, the Board substantially concurred with the AO that enclosure (2) is invalid and unnecessary.

RECOMMENDATION

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

Petitioner's naval record be corrected by removing enclosure (2).

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

2/14/2024

