



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

ELP  
Docket No. 2602-02  
15 April 2002



This is in response to your Application for Correction of Military Records requesting that the a nonjudicial punishment be removed from your Federal Bureau of Investigation (FBI) record.

The Board has no authority to correct FBI records. The policy of that agency is that it will not correct a record unless requested to do so by the reporting activity. In your case, the Naval Criminal Investigative Service apparently fingerprinted you on about 2 February 1999 as a result of charges filed against you for an orders violation, making false official statement, and larceny of \$9,800. You received nonjudicial punishment (NJP) on 30 April 1999 and were reduced in rate to MMFN (E-3) and restricted for a period of 45 days. Although your record reflects two other NJPs, this particular NJP is not on file on the microfiche.

Regulations require the NCIS to file a FBI/DOJ Form FD-24 (fingerprint card) and a final disposition report FBI/DOJ Form R-84 on individuals who commit certain offenses under the Uniform Code of Military Justice to the FBI. False official statements and larceny are included in a list of 47 other offenses that must be reported, whether adjudicated at NJP or court-martial.

You are advised that when seeking employment in which a security clearance is required, both your FBI and Naval

records will reviewed. The two other NJPs in your record may also adversely impact on whether you would be hired for a position requiring a security clearance.

Since it appears that there is no action the Board can take, your case is being administratively closed without action.

Sincerely,

W. DEAN PFEIFFER  
Executive Director