

DEPARTMENT OF THE NAVY

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

Docket No: 423-17

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

XXX-XX-

USMC

Ref:

(a) 10 U.S.C. §1552

(b) MCO 1900.16

(c) MCO P1070.12K

Encl: (1) DD Form 149 w/attachments

- 1. Pursuant to the provisions of reference (a), Petitioner, an active duty enlisted Marine, filed enclosure (1) with this Board requesting removal of a 6105 Page11 counseling entry dated 4 January 2014 from her Official Military Personnel File (OMPF).
- 2. The Board, consisting of reviewed Petitioner's allegations of error and injustice on 19 October 2017 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. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:
- a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.
- b. On 4 January 2014, Petitioner received a 6105 Page 11 counseling entry addressing her unprofessional conduct and behavior as a staff noncommissioned officer. The counseling entry failed to meet the requirements of references (b) and (c). Specifically, the counseling entry does not contain specific recommendations for corrective action indicating any assistance available or provide a comprehensive explanation of the consequences of failure to successfully take the recommended corrective action. Additionally, the adverse entry does not include the required language regarding rebuttal statements.

USMC

CONCLUSION

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action.

The Board concluded the 6105 Page 11 counseling entry contains errors and should be removed from Petitioner's OMPF.

In view of the foregoing, the Board finds the existence of an error warranting the following corrective action.

RECOMMENDATION

Petitioner's naval record be corrected by removing the 6105 Page 11 counseling entry dated 04 January 2014 from Petitioner's OMPF.

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.

Recorder

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 Regulation, 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.

Executive Director