



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

[REDACTED]
Docket No: 0636-17
JUL 31 2017

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED] USMC,
XXX-XX-[REDACTED]

Ref: (a) 10 U.S.C. 1552

Encl: (1) DD Form 149
(2) Case summary
(3) Administrative Remarks (Page 11) entry dated 20 Nov 13 and rebuttal statement
(4) Administrative Remarks (Page 11) entry dated 21 Mar 17
(5) Copy of Leave Period 611 Remarks dtd 12 May 17

1. Pursuant to the provisions of reference (a), Petitioner, an enlisted member of the Marine Corps, filed enclosure (1) with this Board requesting removal from her Official Military Personnel File (OMPF), two Administrative Remarks (Page 11) counseling entries dated 20 November 2013 and 21 March 2017. Enclosures (2) through (5) apply.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 17 May 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, 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. Enclosure (1) was filed in a timely manner

c. Petitioner states, in part, that in regards to the Page 11 counseling dated 20 November 2013, is was unjust because a command investigation concluded that she did not commit adultery with another Marine. Regarding the Page 11 counseling dated 21 March 2017, it was written in error because she was on leave during the period of 20 March 2017, and that the Page 11 counseling has her information but incorrect EDIPI number.

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d. Enclosure (3), states in part that, on 20 November 2013, Petitioner signed a Page 11 counseling warning regarding her inappropriate living arrangements with another enlisted Marine. In that, after being advised about inappropriate living arrangements by her chain of command, entered into an inappropriate living arrangement with a Marine of the opposite sex.

e. Enclosure (4), states in part that, on 20 March 2017, the Petitioner was absent from her appointed place of duty.

f. Enclosure (5), reflects that the Petitioner was on leave on 20 March 2017.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action. Regarding the Page 11 counseling dated 20 November 2013, the Board determined that it was unjust and inappropriate. Regarding the Page 11 counseling dated 21 March 2017, the Board concurred with Enclosure (5), that the Petitioner was on leave and that the Page 11 counseling was written in error.

In view of the foregoing, the Board recommends the following corrective action:

RECOMMENDATION:

Petitioner's naval record be corrected by removing both Page 11 counseling entries dated 20 November 2013 and 21 March 2017 from her OMPF.

4. It is certified that 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.

[REDACTED]
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.

[REDACTED]
Executive Director