



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

██████████
Docket No. 2951-24
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO ██████████, USNR RET,
██████████

Ref: (a) Title 10 U.S.C. § 1552
(b) BUPERSINST 1430.16G¹

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 his naval record be corrected to reflect advancement to Hospital Corpsman First Class (HM1)/E-6.
2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 29 August 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 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, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:
 - a. Petitioner mobilized in support of Operation Department of Defense Response to COVID 19 Section 12302, Title 10 USC from 7 August 2020 to 1 November 2021 and Section 12301(H) Title 10 beginning 2 November 2021.
 - b. In February 2023, Petitioner participated in Cycle 112 Navy Wide Advancement Examination (NWAE) and selected for advancement to HM1/E-6 effective 16 October 2023.
 - c. On 16 August 2023, the Physical Evaluation Board (PEB) found Petitioner unfit due to a disability. The PEB requested Chief of Naval Personnel effect Petitioner's permanent retirement from Naval service with a 30 percent disability rating.

¹ Personnel who are selected for advancement but are transferred to Temporary Disability Retired List (TDRL)/PDRL will be advanced effective the date of transfer to the TDRL/PDRL per Title 10 U.S.C. Advancements should be effective locally via appropriate Navy Standard Integrated Personnel System entry.

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[REDACTED]

d. On 17 August 2023, Commander Navy Personnel Command directed Petitioner's transfer to Permanent Disability Retired List (PDRL) with a 30 percent disability rating effective 17 October 2023.

e. On 25 September 2023, Petitioner released from active duty and transferred to the Navy Reserve.

f. On 16 October 2023, Petitioner advanced to HM1/E-6 and transferred to PDRL effective 17 October 2023. However, HUNT reflects retirement rank of Petty Officer Second Class (PO2).

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded Petitioner was selected for advancement to HM1/E-6 effective the same date of transfer to the PDRL; 16 October 2023. The Board surmised as a result of Petitioner being released from active duty and transferred to the Navy Reserve for processing to the PDRL, his advancement to HM1/E-6 from Cycle 112 NWAE was not properly captured. Therefore, the Board determined that under these circumstances, relief is warranted.

RECOMMENDATION

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

Petitioner advanced to HM1/E-6 effective 16 October 2023 and transferred to the PDRL effective 17 October 2023 in the retired grade of HM1/E-6. Note: Navy Personnel Command is authorized to correct any other entries affected by the Board's recommendation.

Note: The Defense Finance and Accounting Service will complete an audit of Petitioner's pay records to determine amounts due, if any.

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 foregoing is a true and complete record of the Board's proceedings in the above titled 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.

9/19/2024

[REDACTED]