



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

[REDACTED]
Docket No. 4064-24
Ref: Signature Date

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

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

Ref: (a) 10 U.S.C. § 1552

Encl: (1) DD Form 149 w/enclosures
(2) NAVPERS 1070/613 Administrative Remarks entry of 4 November 18
(3) NSIPS screen shot of Petitioner's Administrative Remarks entries
(4) PERS-313 1000 PERS-313 Memo, subj: Advisory Opinion for NR20240004064
[Petitioner], [REDACTED]
(5) OPNAV N171A 1332 N171 Memo, subj: Advisory Opinion for NR20240004064
[Petitioner], [REDACTED]

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 deletion of enclosure (2), an Administrative Remarks (Page 13) entry dated 4 November 2018.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED], reviewed Petitioner's allegations of error and injustice on 20 June 2024 and, pursuant to its regulations, determined 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, found as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulation within the Department of the Navy. Although Petitioner's application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider the case on its merits.

b. Enclosure (2), an unsigned Page 13 was, according to an Navy Standard Integrated Personnel System (NSIPS) entry, added to Petitioner's record on 4 November 2018 and verified on 25 November 2019. See enclosures (2) and (3).

c. Petitioner contends he has never failed a Physical Readiness Test.

d. By memorandum of [REDACTED], PERS-313 issued an advisory opinion (AO) indicating the 4 November 2018 Page 13 was never submitted to Petitioner's Official Military Personnel

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File (OMPF) therefore PERS-313 lacks authority to coordinate any warranted administrative correction with NSIPS. See enclosure (4).

e. By memorandum of [REDACTED], the Navy's Physical Readiness Program Office (OPNAV N171A) confirmed Petitioner did not fail the Cycle 2, 2018 Physical Fitness Assessment as reflected by the 4 November 2018 Page 13 entry.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an error and injustice warranting relief. The Board, relying on enclosures (4) and (5), concluded Petitioner's NSIPS record should be corrected by removing the listed entry and corresponding Page 13 erroneously entered into NSIPS.

RECOMMENDATION

In view of the above, the Board recommends the following corrective action.

Petitioner's naval record be corrected by removing the NSIPS entry corresponding to the submission of the 4 November 2018 Page 13 entry and, if present in the OMPF or within NSIPS, the corresponding Page 13.

Any material or entries inconsistent with or relating to the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.

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 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.

7/5/2024

