



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

█  
Docket No. 7072-24  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF █, USN,  
█

Ref: (a) Title 10 U.S.C. § 1552  
(b) BUPERSINST 1610.10F

Encl: (1) DD Form 149 w/attachments  
(2) Fitness Report & Counseling Record for 3 Jun 23 to 6 Nov 23  
(3) CDR, █ ltr 1610 Ser N00/190 of 21 May 24  
(4) NPC Memo 1610 PERS-32 of 12 Jul 24  
(5) Petitioner, NPDB Officer Data of 12 Jul 24

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 by removing the Fitness Report & Counseling Record (Fitness Report) for the reporting period 3 June 2023 to 6 November 2023 from his official military personnel file (OMPF).

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 23 July 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 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.

b. Petitioner was issued a Detachment of Individual Fitness Report for the reporting period 3 June 2023 to 6 November 2023. See Enclosure (2).

c. On 21 May 2024, the Reporting Senior (RS) of the fitness report favorably recommended Petitioner's request to remove the fitness report from Petitioner's official record providing justification that the fitness report was submitted to document Petitioner's permanent change of station (PCS) transfer. However, Petitioner never executed PCS orders and the fitness report was erroneously submitted to PERS-32. See Enclosure (3).

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[REDACTED]

d. Petitioner contends that he never received or executed orders and due to administrative error the fitness report was erroneously submitted to his official record.

e. In enclosure (4), the advisory opinion (AO) furnished by the Navy Personnel Command (PERS-32), PERS-32 recommends removal of the fitness report at enclosure (2). In this regard, the AO noted a review of Petitioner's officer data, along with the letter from Petitioner's RS, indicates Petitioner did not transfer from the command, that the fitness report is in error, and it requires removal. Enclosures (4) and (5).

#### CONCLUSION

Upon review and consideration of all the evidence of record, and in light of the AO and favorable recommendation provided by the RS, the Board finds the existence of an error warranting corrective action. In this regard, the Board determined there was sufficient evidence to conclude Petitioner never executed PCS orders and enclosure (2) was issued in error. Thus, the Board determined it should be removed from his official record.

#### RECOMMENDATION

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

Petitioner's naval record be corrected by removing enclosure (2).

That 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. This includes, but is not limited to, all information systems or database entries that reference or discuss the expunged material.

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 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 reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

8/8/2024

