



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

█  
Docket No. 7788-24  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF █, USNR, XXX-XX-█

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

Encl: (1) DD Form 149 w/attachments  
(2) COMNAVPERSCOM MILLINGTON TN PERS 462, subj: BUPERS Order [Petitioner], dated 24 Aug 21  
(3) Evaluation report for the reporting period 16 Jun 21 to 5 Jun 22  
(4) Evaluation report for the reporting period 16 Jun 21 to 15 Jun 22  
(5) NPC memo 1610 PERS-32, dated 1 Aug 24

1. Pursuant to the provisions of the reference, Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting to remove enclosure (4).

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 20 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 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 that, before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. On 24 August 2021, Petitioner was issued BUPERS Orders directing him to report for Active Duty for Operational Support (ADOS) for a period of duty 1 October 2021 to 30 September 2022. Enclosure (2).

b. Petitioner's mobilization unit █ submitted a Promotion/Frocking/Regular evaluation report 16 June 2021 to 5 June 2022. Enclosure (3).

c. Petitioner's Reserve unit █ submitted a Periodic/Regular evaluation report 16 June 2021 to 15 June 2022. Enclosure (4).

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

d. In his petition, Petitioner contends enclosure (4) was created in error and overlaps another evaluation report. He was on ADOS orders during the reporting period, which authorized the mobilization unit to report on him. Petitioner also contends his Reserve unit should not have created an extra unnecessary report and it should be removed from his record. Enclosure (1).

e. In a memorandum dated 1 August 2024, the Navy Personnel Command (PERS-32) provided an advisory opinion (AO) for the Board's consideration recommending removal of the contested evaluation report. The AO found the report to be in error and unnecessary. Petitioner received a promotion frocking evaluation report from his [REDACTED] command, which included the time period of the report in question. The AO also noted that Petitioner continues to receive active duty evaluation reports from the mobilization unit that maintains continuity. Enclosure (5).

#### CONCLUSION

Upon careful review and consideration of all the evidence of record, the Board found sufficient evidence of an error and determined that Petitioner's request warrants corrective action.

In this regard, the Board substantially concurred with the AO that Petitioner's reserve unit erroneously submitted enclosure (4). The Board noted reference (b) supports the requirement for Petitioner's mobilization unit to report on him. Accordingly, the Board determined that enclosure (3) was properly submitted and enclosure (4) should be removed.

#### RECOMMENDATION

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

Petitioner's naval record be corrected by removing enclosure (4).

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.

9/9/2024

[REDACTED]

Executive Director

Signed by: [REDACTED]