



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE RD
ARLINGTON, VA 22204

Docket No. 4136-25
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF [REDACTED]
USN, [REDACTED]

Ref: (a) 10 U.S.C. § 1552

- Encl: (1) DD Form 149 w/enclosures
(2) NSIPS, Court Memorandum, 22 Jan 25
(3) Email, subj: Request for info CO's NJP 28 July, 14 Sep 21
(4) Email, subj: Request for Correction of Service Record in NSIPS for Advancement and Entitlement Adjustment ICO [Petitioner], 3 Feb 25
(5) Email, subj: FW: Request for Info: CO's NJP 28 July, 4 Feb 25
(6) Email, subj: Re: Request for Info: CO's NJP 28 July, 4 Feb 25

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 enclosure (2).

2. The Board, consisting of [REDACTED], reviewed Petitioner's allegations of error and injustice on 5 February 2026 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. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds the following:

a. On 31 August 2021, an entry entitled "Court Memorandum" was made in the Navy Standard Integrated Personnel System (NSIPS), indicating Petitioner had received non-judicial punishment (NJP), on 28 July 2021, while assigned onboard the [REDACTED], for violating Article 107 (false official statement) of the Uniform Code of Military Justice (UCMJ). See enclosure (2).

b. Apart from enclosure (2), no evidence exists in Petitioner's OMPF of the above-referenced NJP.

Subj: REVIEW OF NAVAL RECORD OF [REDACTED]
USN, [REDACTED]

c. On 14 September 2021, after Petitioner suffered a pay forfeiture and the NSIPS entry was discovered, a [REDACTED] from his then-command, Patrol [REDACTED] sent an email to [REDACTED], asking if [REDACTED] had taken a Sailor to NJP on 28 July 2021 with Petitioner's surname. In the email, the [REDACTED] expressed concern that both he and his Chief believed the NSIPS entry was made in error. There is no evidence of a reply from [REDACTED] to this email. See enclosure (3).

d. On 3 February 2025, at some point after Petitioner had transferred, his new command, [REDACTED] sent an email to the PS1 referenced in paragraph (c), above, asking for assistance in reviewing and rectifying the erroneous entry in NSIPS, as it was adversely affecting Petitioner's eligibility for advancement, as well as the accuracy of his pay adjustments and entitlements.² See enclosure (4).

e. On 4 February 2025, PS1 replied to the email referenced in paragraph (d), above, indicating the NSIPS entry was "an old problem" that he had spoken with Petitioner about years earlier. He further stated, as far as he recalled, [REDACTED] admin had looked into the issue and concluded it was probably someone (other than Petitioner) on [REDACTED] who had been taken to NJP, and that person's social security number was "fat-fingered," resulting in an entry in NSIPS erroneously affiliated with Petitioner. The writer also recalled Petitioner had been advised to seek relief through the Board for Correction of Naval Records (BCNR) to have the NJP removed and fines refunded. See enclosure (5).

f. On 4 February 2025, [REDACTED] replied to the email referenced in paragraph (e), above, indicating they would recommend Petitioner apply to BCNR for relief. See enclosure (6).

g. Petitioner contends he never received NJP and enclosure (2) was made in error. While Petitioner states he was refunded the pay and allowances that were erroneously taken from him, enclosure (2) remains in his record.

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board finds the existence of an error warranting relief. The Board determined that although Petitioner's NSIPS record contains enclosure (2), which references an NJP, careful review of Petitioner's Official Military Personnel File (OMPF) reveals no other evidence that the NJP occurred. Additionally, although the Board noted Petitioner did not provide a letter from [REDACTED] or [REDACTED] clearly stating he had not received NJP, the Board found the supporting evidence provided by Petitioner compelling. Specifically, the Board was convinced by enclosures (3) through (6), that Petitioner's command at the time of discovery of the alleged NJP, as well as his command thereafter, believed the NSIPS entry was erroneous. Further, the Board noted Petitioner was refunded pay and allowances that were erroneously taken from him based on enclosure (2). As such, the Board determined enclosure (2) is erroneous and should be removed from Petitioner's record.

¹ It is unclear why the PS1's email address is associated with Navy Recruiting District (NRD) [REDACTED].

² At this time, the PS1 referenced was assigned to Defense Health Agency (DHA) [REDACTED] Naval Hospital (NH).

Subj: REVIEW OF NAVAL RECORD OF [REDACTED]
USN, [REDACTED]

RECOMMENDATION:

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

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

That any other 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 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.

2/23/2026

