



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

BJG  
Docket No: 13191-10  
4 March 2011

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

Subj: [REDACTED]  
REVIEW OF NAVAL RECORD

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 dtd 22 Nov 10 w/attachments  
(2) HQMC MIO memo dtd 24 Jan 11 and  
memo for record dtd 28 Feb 11  
(3) Subject's ltr dtd 14 Feb 11  
(4) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject hereinafter referred to as Petitioner, filed written application, enclosure (1), with this Board requesting, in effect, that his naval record be corrected by removing the service record page 11 ("Administrative Remarks (1070)") entry dated 20 May 2010 and his rebuttal dated 24 May 2010, copies of which are at Tab A.

2. The Board, consisting of Messrs. Dixit, McBride and Vogt, reviewed Petitioner's allegations of error and injustice on 3 March 2011, and pursuant to its regulations, determined that the limited corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, 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, finds as follows:

a. Before applying to the Board, Petitioner exhausted all administrative remedies which were available under existing law and regulations within the Department of the Navy.

b. In enclosure (2), the Headquarters Marine Corps office with cognizance over the subject matter of this case has commented to the effect it has merit and warrants partial

relief, specifically, modification of the contested entry and rebuttal by removing all reference to Petitioner's counseling for allegedly inappropriate adjustment of travel itinerary.

c. In enclosure (3), Petitioner insisted that the entire entry should be removed.

CONCLUSION:

Upon review and consideration of all the evidence of record, and especially in light of enclosure (2), the Board finds an injustice warranting the following limited corrective action:

RECOMMENDATION:

a. That Petitioner's naval record be corrected by modifying as follows the service record page 11 ("Administrative Remarks (1070)") entry dated 20 May 2010 and his rebuttal dated 24 May 2010:

- (1) From the entry, delete the following:

Additionally, you were counseled this date concerning the following deficiencies Specifically, your inappropriate adjustment of official travel itinerary arrangements Per your TAD [Temporary Additional Duty] checklist, you verified by signature that you understood that any adjustments to travel itinerary arrangements would be required to be approved by the Authorizing Official (AO) While on TAD, you adjusted your official travel itinerary arrangements without said approval

- (2) From the rebuttal, delete the following:

- (a) First paragraph: Delete "It was also for making changes to my travel arrangements without approval of the Authorizing Official (AO)."

- (b) Delete the entire second paragraph, which reads as follows:

Changing my travel arrangements without AO approval is a false accusation My travel plans were approved before I departed Iwakuni on 01 May 2010 MSgt A--- was the AO and knew of my plan I was told

by the SATO [Scheduled Airlines Traffic Office] agent, and the AO that I would be issued tickets for the duty station to TAD site and return, but if I chose to take the leave I spoke of, I had to make changes on my own and pay the differences and any additional fees That is exactly what I did Once I returned on approx 19 May, 2010, I completed my claim with the assistance of Ms T--- I explained to her all the details and did not claim any of the differences I paid for my tickets, and I even told her of a refund which was received to put on my claim as a refund All unused tickets were returned as part of my claim LtCol K--- (AOPS [Assistant Operations] Officer) was notified of these facts when he asked me about this in his office on the afternoon of the 20<sup>th</sup> He said he would talk to MSgt A--- and Ms T--- who both informed him that nothing was wrong with what I did and they were aware of it

This is to be accomplished by completely obliterating the above quoted language so it cannot be read, rather than merely lining through it.

b. 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.


c. That any material directed to be removed from Petitioner's naval record be returned to the Board, together with a copy of this Report of Proceedings, for retention in a confidential file maintained for such purpose, with no cross reference being made a part of Petitioner's naval record.

d. That the remainder of Petitioner's request be denied.

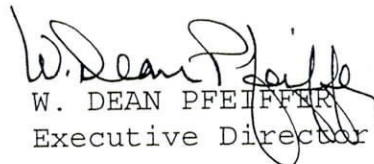


4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN  
Recorder

  
JONATHAN S. RUSKIN  
Acting Recorder

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.

  
W. DEAN PFEIFFER  
Executive Director