



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

BAN  
Docket:NR03304-13  
2 December 2013

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

Subj: [REDACTED]

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

Encl: (1) DD Form 149 w/attachments  
(2) BUMED memo 1000 Ser M1/13UM110077 of 18 Jun 2013  
(3) BUMED email memo 1000 Ser M1/13UM1 of 6 Nov 2013

1. Pursuant to the provisions of reference (a) Petitioner filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show that Petitioner's date of rank should be 18 May 2007 vice 11 February 2008, and that he be promoted to LCDR/O-4 from the FY13 Navy-Reserve Promotion Board.

2. The Board, consisting of Messrs. Pfeiffer, Zsalman and George reviewed Petitioner's allegations of error and injustice on 25 November 2013 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, 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 this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

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

RECOMMENDATION:

That Petitioner's naval record be corrected, where appropriate, as follows:

a. Petitioner's record is corrected to reflect a date of rank to LT/O-3 with an effective date of 18 May 2007 vice 11 February 2008.

b. Petitioner's record is corrected to show an entry grade credit for 8 months and 24 days.

NOTE: Petitioner needs to apply to PERS-80 to request a Special Selection Promotion Board to the rank of LCDR/O-4 for Fiscal Year 2013.

c. That a copy of this Report of Proceedings be filed in Petitioner's naval record.

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 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

*Bronte I. Montgomery*  
BRONTE I. MONTGOMERY  
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.

2 December 2013

*W. Dean Perifer*  
W. DEAN PERIFER  
Executive Director