



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

HCG
Docket No. NR12035-14
11 Mar 15

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) NPC memo 1430 Ser 812/0024 dtd 21 Jan 15
(3) Subject's naval record

1. Pursuant to the provisions of reference (a) Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show advancement to a higher grade.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 10 March 2014 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.

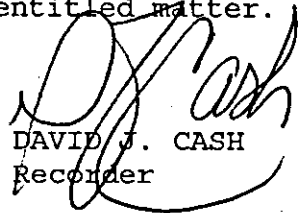
CONCLUSION

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, to show that:

- a. Petitioner is advanced to E-4 effective 16 September 2012.
 - b. Note: Petitioner is entitled to active duty pay and allowances as an E-4 from 16 September - 17 September 2012 (Date of Separation (DOS)).
 - c. Petitioner's DD 214 block 4b reflects the rank of E4 vice E3. DD 214 block 12h reflects the date 2012 September 16 vice 2009 December 16.
 - d. Note: An audit by DFAS is required for the time spent affiliated with the Reserves after discharge from active service on 17 September 2012. Petitioner should have been paid as an E-4 vice E-3.
 - e. A copy of this Report of Proceedings will be filed in petitioner's naval record.
4. 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.


DAVID J. CASH
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.

11 Mar 15


ROBERT J. O'NEILL
Executive Director