



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

JSR
Docket No: NR8728-14
2 October 2014

[REDACTED]
[REDACTED]
Dear Sergeant [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

You requested that the fitness report for 1 November 2012 to 31 March 2013 be modified by removing, from section I (reporting senior's "Directed and Additional Comments"), "when ready" and removing, from section K.4 (reviewing officer's comments), "MRO [Marine reported on] has high potential for continued service as an NCO [noncommissioned officer] and eventual promotion." You further requested that the fitness report for 1 April to 1 November 2013 be modified by removing, from section K.4, "MRO has high potential for continued service as an NCO and SNCO [staff noncommissioned officer]."

It is noted that the Commandant of the Marine Corps (CMC) has directed modifying section I of the fitness report for 1 November 2012 to 31 March 2013 as you requested.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 2 October 2014. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the two reports of the Headquarters Marine Corps Performance

Evaluation Review Board (PERB), each dated 18 July 2014, copies of which are attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the reports of the PERB, duly noting the e-mail dated 27 February 2014 from the reviewing officer supporting your request to remove a comment from section K.4 of the fitness report for 1 April to 1 November 2013. Accordingly, your application for relief beyond that effected by CMC has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new evidence within one year from the date of the Board's decision. New evidence is evidence not previously considered by the Board prior to making its decision in this case. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,



ROBERT J. O'NEILL
Executive Director

Enclosure