



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

█  
Docket No: 2995-21  
Ref: Signature Date

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Dear Petitioner:

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 7 December 2021. The names and votes of the members of the panel will be furnished upon request. 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, relevant portions of your naval record, and applicable statutes, regulations, and policies.

The Board carefully considered your request for remedial consideration for promotion to E-7 during the Fiscal Year (FY) 2020 Gunnery Sergeant (GySgt/E-7) Promotion Selection Board (PSB). The Board considered your claim that your request for remedial consideration was denied by Headquarters Marine Corps, Manpower Management Promotions Branch (MMPR-2) because they had no record of your request for special consideration on file. You contend that you signed an Administrative Action (AA) Form requesting special consideration on 24 April 2020 and your Squadron Commanding Officer (CO) signed an endorsement to your AA Form on 24 April 2020. However, despite continued request regarding the status of your AA Form, your Station CO did not endorse your AA Form until 22 July 2020, after the FY 2020 GySgt PSB convened on 7 July 2020. You also claim that your Station CO's failure to sign your endorsement before the GySgt PSB convened caused you not to be considered for promotion.

The Board noted that your AA Form and Appendix J were signed before the convening of the FY 2020 GySgt PSB and that you met the requirements for special consideration. The Board also noted that according to MMPR-2, the selection board records indicated that you were not eligible for consideration by the FY 2020 GySgt PSB because your request for retirement and

transfer to the Fleet Marine Corps Reserve (FMCR) were approved prior to the convening of the GySgt Selection Board on 7 July 2020 and their records indicated no evidence of you submitting a request for special consideration. The Board noted, too, that the convening date of the Board was announced on 5 May 2020 and that there was a three month delta from the date that you submitted your AA Form to the date that it was signed by your Station CO. The Board determined that MMPR-2 provided sufficient notice of the convening date of the promotion board and found no evidence of your efforts or involvement by your chain of command to obtain a sufficient endorsement for the submission of your AA Form before the GySgt PSB convened. Accordingly, the Board concluded that there is no probable material error, substantive inaccuracy, or injustice warranting corrective action.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. 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,

12/17/2021

[REDACTED]

Deputy Director

Signed by: [REDACTED]