




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


Docket No. 4314-21
Ref: Signature Date



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 4 November 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, as well as the Advisory Opinion (AO) provided by the Navy Personnel Command (PERS-32). The AO was subsequently provided to you via email on 4 August 2021, and you were given 30 days in which to submit a response. Although you were afforded an opportunity to submit a rebuttal, you did not do so.

The Board carefully considered your request to remove your Fitness Report & Counseling Record (FITREP) for the reporting period 4 August 2020 to 28 February 2021. The Board considered your contention the primary duty listed in block 20 of the FITREP is in error so the FITREP requires deletion so a corrected FITREP can be submitted to your Official Military Personnel File (OMPF), ensuring your Performance Summary Report (PSR) is accurate.

The Board, however, substantially concurred with the AO. Specifically, the Board noted a correction to block 29 is supplemental and BUPERSINST 1610.10E supports correction by a letter-supplement vice removal of the FITREP. The Board considered your contention that an accurate PSR is critical to career progression but noted that, although supplemental material does not replace the original FITREP or the information on the PSR, a notation will appear in your OMPF indicating the addition of supplementary material.

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,

11/19/2021



Executive Director

