



indicating any assistance available, a comprehensive explanation of the consequences of failure to successfully take the recommended corrective action, and a reasonable opportunity to undertake the recommended corrective action. Although you were afforded the opportunity to rebut the counseling, you chose not to do so.

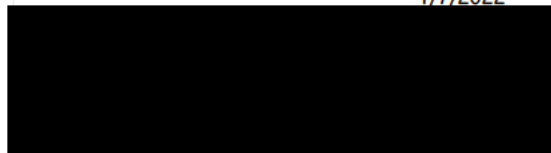
The Board noted that a 6105 counseling is given a presumption of regularity which requires you to provide substantial evidence that the commander's decision was unjust or was materially in error. The Board further noted that you did not provide evidence to rebut this presumption of regularity.

With regard to your contention that the CO is required to screen Marines for SDA, not the Career Planner, the Board noted as a Career Planner, per MCO 1040.31, Enlisted Retention and Career Planning Program, you are a special staff officer directly responsible to the CO for all matters regarding enlisted retention. Furthermore, as a Career Planner, your primary mission is to advise CO's and Marines on all aspects of retention, to include SDAs. Although the CO is overall responsible for Marines under his or her command, as a special staff officer, you are directly responsible for ensuring all requirements are met for retention, or SDA's, and if not, providing the appropriate recommendation to the CO who will make the final decision. The Board thus concluded that the Page 11 6105 counseling entry does not constitute probable material error or injustice warranting removal from your OMPF.

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,

1/7/2022

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Deputy Director

A black rectangular redaction box covering the name of the Deputy Director.