



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

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Docket No. 5573-21
Ref: Signature Date

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Dear █,

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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 8 March 2022. 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. In addition, the Board considered the advisory opinion by Headquarters Marine Corps (MMPR-2) of 5 November 2021 and your response to the opinion.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested to receive retired pay as a Master Sergeant/E-8. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. In accordance with MCO P1900.16E, paragraph 7004.5, Marines in the grade of Gunnery Sergeant and above must serve two years in their current grade prior to transfer to the Fleet Marine Corps Reserve (FMCR). The Board noted that after your selection to E-8, you signed an administrative remarks (NAVMC 118(11)) on 4 February 2005 requesting transfer to the FMCR. On 1 May 2005, you were promoted to Master Sergeant. On 17 August 2005, your promotion was administratively deleted from the fiscal year 2005 Master Sergeant selection list. The Board concluded that you did not meet the two year time in grade requirement to receive

