



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. 5663-21
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 28 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, as well as the Advisory Opinion (AO) provided by the Navy Personnel Command (PERS-32). The AO was subsequently provided to you via e-mail on 24 September 2021. Although you were afforded an opportunity to submit a rebuttal, you declined to submit a response.

The Board carefully considered your request to remove your Fitness Report and Counseling Record (FITREP) for the reporting period 18 January 2019 to 31 January 2020. Specifically, you contend the letter-supplement that was filed on 4 November 2020 to correct your member trait average is insufficient because the change does not automatically reflect on your Performance Summary Record (PSR). You further contend the PSR is a data point utilized by promotion boards and expunging the FITREP so a new FITREP may be submitted is the “best chance for accurate promotion board considerations.”

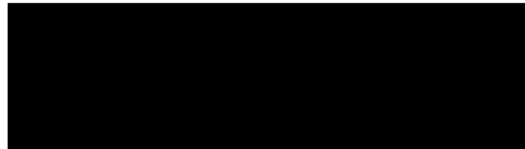
The Board, however, substantially concurred with the AO. Specifically, the Board noted governing policy states that once a FITREP has been filed in the Official Military Personnel File, it may be modified through an administrative change or the addition of supplementary material. The Board noted the modifications made by the Reporting Senior in his letter-supplement, and concurred with the AO’s recommendation that a letter-supplement is the appropriate method to

modify your current FITREP. The Board concluded there was insufficient evidence of an error or injustice to warrant an exception to policy.

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,

1/15/2022



Deputy Director

Signed by: [Redacted]