




upside down question marks in the Third Officer Sighter section, and late submission of the report.

The Board concurred with the AO that report is deemed valid as written. The Board noted that the reviewing officer (RO) decision to render the fitness report adverse complied with the Performance Evaluation System (PES) Manual, as the RO may mark a report adverse independent of any RS action. The Board further agreed with the AO that administrative errors are typically insufficient to invalidate a challenged fitness report. The Board noted your evidence, letters of support from two active duty Sergeant Majors, but found that the petition did not raise a substantive correction warranting removal. In making this finding, the Board again agreed with the AO that the Third Officer Sighter adjudication was thorough and complete. Consequently, the Board determined that the contested report contains no material error or injustice and shall remain in your official military personnel file as written.

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,

9/20/2022

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Executive Director

Signed by:

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