



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. 8088-22
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 19 January 2023. 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.

The Board carefully considered your request to remove the 22 April 2020 letter from the Commandant of the Marine Corps revoking your selection for meritorious promotion to staff sergeant from your official military personnel file (OMPF). You contend the letter erroneously states you were issued a 6105 counseling in response to being the subject of a drill instructor misconduct complaint. Further, you contend the misconduct, by other drill instructors, occurred without your knowledge as the Senior Drill Instructor. Additionally, you contend that despite the revocation based on the circumstances surrounding the misconduct investigation, you continued to serve honorably on the special duty assignment and completed a successful tour. Lastly, you contend the false information in the letter has the potential to affect future assignments and promotions and your otherwise unblemished, beyond-reproach career and steadfast commitment to serve the Marine Corps and Marines warrants removal of the derogatory letter of revocation.

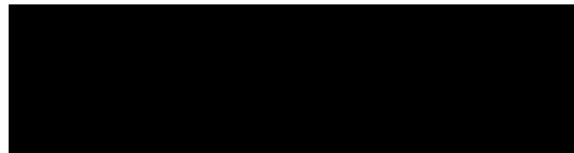
Upon review and consideration of all the evidence of record, the Board determined your request does not warrant relief. The Board concluded there was insufficient evidence to overcome the presumption of regularity that the revocation letter was issued properly, without error or injustice, and added to your OMPF after full consideration of the facts and circumstances.

The Board concluded there was insufficient evidence of an error or injustice warranting your requested relief.

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,

2/6/2023

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Deputy Director

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