



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. 9292-22
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 23 February 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, as well as the 22 December 2022 Advisory Opinion (AO) provided by the Navy Personnel Command (PERS-32) and your rebuttal response e-mailed 28 December 2022.

The Board carefully considered your request to correct your Performance Summary Record (PSR) to reflect "Early Promote" vice "Must Promote" for the fitness report covering the reporting period 29 April 2022 to 6 May 2022 because a promotion selection board will look at the PSR and the administrative error will "significantly decrease [your] chances in progressing in [your] career". The Board also considered your rebuttal response which requested removal of the "MP" fitness report and replacement with the "EP" fitness report.

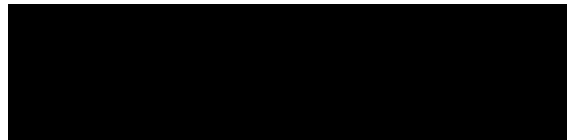
The Board, however, substantially concurred with the AO. Specifically, the Board noted the use of a letter-supplement is the preferred means of revising a fitness report when limited corrections are being made. Further, the Board noted BUPERSINST 1610.10F (EVALMAN) states the supplemental material does not replace the original report nor does it change the information listed on the PSR; it only supplements the original report. Additionally, the Board considered your concern regarding how a promotion selection board would view the PSR but noted that prior to the convening of promotion selection boards, PERS-32 provides a brief to board members and explains the addition of supplemental material in the record. The Board substantially concurred with the AO and determined the use of a letter-supplement which is only

annotated on the PSR is not an error or an injustice. The Board concluded there is insufficient evidence of material 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,

3/29/2023

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Deputy Director

Signed by: 