



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. 1089-23
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.

A three-member panel of the Board, sitting in executive session, considered your application on 21 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.

The Board carefully considered your request to remove your 9 May 2019 Administrative Remarks 6105 (page 11) entry and associated rebuttal statement. You also request to remove your fitness report for the reporting period 22 April 2019 to 14 May 2019. The Board considered your contention that you were never formally assigned to the Marine Corps Body Composition Program (BCP) by the Recruiters School and you were not assigned to the BCP when returning to your parent command, additionally you were never given the opportunity to take the steps to perform the medical evaluations. You noted that according to the Marine Corps Body Composition and Military Appearance Program (BCP/MAP) Manual, "BCP formal assignment renders the fitness report adverse." You claim that the adverse fitness report should not exist because you were never formally assigned to the BCP, there is no supporting documentation from the Recruiters School, nor is there any formal documentation, besides the page 11 entry and adverse fitness report documenting that you were not within the height/weight standards while attending the course. You also claim that according to your previous fitness report, your body fat was 18 percent prior to checking into the Basic Recruiting Course and your subsequent fitness report states that you measured at 18 percent body fat.

You previously applied to this Board to remove the fitness report in question and were denied on 16 February 2021.

The Board noted that pursuant to paragraph 6105 of the Marine Corps Separation and Retirement Manual (MARCORSEPMAN), you were issued a 6105 entry counseling you for being non-compliant with the Marine Corps BCP/MAP while at Recruiters School. The Board also noted that you acknowledged the entry and in your statement you noted that, you were taped by two force fitness instructors with a measurement of 24 percent, you asked if you could be re-taped, and you were the only Marine who remained out of standards at 20 percent. You also acknowledged putting myself in this situation multiple times with one assignment to BCP in 2015 and you took full responsibility for putting myself in this situation. The Board determined that the contested entry was written and issued according to the MARCORSEPMAN. Specifically, the entry provided written notification concerning your deficiencies, specific recommendations for corrective action, where to seek assistance, the consequences for failure to take corrective action, it afforded you the opportunity to submit a rebuttal, and your CO signed the entry.

Concerning the removal of your fitness report, the Board determined that there is no requirement for assignment to the BCP to be issued an adverse fitness report. The Board noted that according to the Marine Corps Performance Evaluation System Manual, if the body fat percentage reported is greater than the maximum allowed for the Marines age group, the report is adverse. The Board also determined that your assignment to the Basic Recruiters Course was temporary and the temporary command was not authorized nor positioned to assign you to the BCP. Moreover, an in-standard measurement at a later date does not invalidate your contested fitness report. As a result, the Board concluded that there is no probable material error, substantive inaccuracy, or injustice warranting corrective action. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit 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,

3/5/2023

[REDACTED]

Executive Director

Signed by: [REDACTED]