

DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS 701 S. COURTHOUSE ROAD, SUITE 1001 ARLINGTON, VA 22204-2490

> Docket No. 1941-23 Ref: Signature Date

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 applications on 28 March 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 applications, 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 Commanding Officer, Marine Corps District (CO, MCD) letter of 29 April 2022, which recommended your Relief for Good of the Service (GOS) be disapproved. The Board considered your contention that despite the disapproval in April of 2022, your relief for GOS was ultimately approved in September 2022. You also contend that the verbiage in the contested letter is inconsistent with a Page 11 counseling that was issued on 14 September 2022.

In regards to your contention that the verbiage of the contested letter is inconsistent with the Page 11, the Board noted that although your CO recommended your relief for GOS be disapproved, ultimately, it was the Commanding General, Marine Corps Recruiting District/Eastern Recruiting Region's decision and he approved the relief for GOS on 12 September 2022 as indicated by the counseling entry. Further, the Board noted that the CO, MCD letter was added to your official military (OMPF) pursuant to the Marine Corps Individual Administration Manual, which allows approved Relief for GOS packages to be inserted into a member's OMPF. Moreover, the Board determined the letter is a matter of record and there is no probable material error, substantive inaccuracy, or injustice warranting corrective action.

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.

