

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 3624-23 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF USMC

Ref: (a) Title 10 U.S.C. § 1552

- (b) MCO P1070.12K (IRAM)
- (c) MCO 6110.3A CH-3
- (d) MCO P1400.32 (ENLPROMMAN)

Encl: (1) DD Form 149 w/enclosures

- (2) BCP counseling entries, 30 Dec 22
- (3) Promotion restriction counseling entry, 30 Dec 22
- (4) Height Weight Body Fat 189 Remarks, 4 May 23
- (5) Weight Control 113 Remarks, 8 May 23
- 1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected by removing enclosure (2).
- 2. The Board, consisting of \_\_\_\_\_\_, and \_\_\_\_\_ reviewed Petitioner's allegations of error and injustice on 9 May 2023, and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval records, and applicable statutes, regulations, and policies.
- 3. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulation within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, found as follows:
- a. On 30 December 2022, pursuant references (b) and (c), Petitioner was issued a counseling entry documenting his assignment to the Marine Corps Body Composition Program (BCP). Specifically, on 23 December 2022 Petitioner was measured 68 inches tall, 209 pounds, and taped at 21% body fat. Petitioner was also issued a counseling entry, placing him in a promotion restriction status, pursuant to reference (d), for his assignment to BCP. Petitioner refused to sign the entries. Enclosures (2) and (3).
- b. A review of Petitioner's Height/Weight/Body Fat Summary indicates that he was out of standards during the 23 December 2022 official weigh-in. However, his Weight Control

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Assignment screen in Marine Corps Total Force System (MCTFS) shows no formal assignment to BCP ever occurred. Enclosures (4) and (5).

c. Petitioner contends that the counseling entries are erroneous because he has never been assigned to BCP while at his previous command or throughout his career. Enclosure (1).

## CONCLUSION

Upon review and consideration of all the evidence of record, the Board determined that Petitioner's request warrants relief. The Board noted that a review MCTFS reveal that, although Petitioner was not within Height/Weight/Body Fat standards on 23 December 2022, he was never formally assigned to BCP. The Board thus concluded the contested counseling entry should be removed from Petitioner's record, to include the 30 December 2022 promotion restriction counseling entry.

## RECOMMENDATION

In view of the above, the Board recommends the following corrective action:

Petitioner's naval record be corrected by removing enclosure (2), the 30 December 2022 counseling entry regarding his assignment to the BCP and enclosure (3), the 30 December 2022 promotion restriction counseling entry.

Any material or entries inconsistent with or relating to the Board's recommendation be corrected, removed, or completely expunged from Petitioner's record, and that no such entries or material be added to the record in the future. This includes, but is not limited to, all information systems or database entries that reference or discuss the expunged material.

- 4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above-entitled matter.
- 5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

