



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

█  
Docket No. 510-24  
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records  
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF S █  
█ XXX XX █ USMC

Ref: (a) 10 U.S.C. § 1552

Encl: (1) DD Form 149 w/enclosures  
(2) Administrative Remarks (Page 11) entry of 29 Oct 2021  
(3) Petitioner's Page 11 Rebuttal of 29 Oct 2021  
(4) Petitioner's Page 11 Rebuttal of 8 Jan 2024

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 removal of the initial 29 October 2021 rebuttal to the Administrative Remarks (Page 11) entry at enclosure (2).

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 25 January 2024, and pursuant to its regulations, determined 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. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, found as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulation within the Department of the Navy.

b. Petitioner was issued enclosure (2), an Administrative Remarks (Page 11) counseling entry, on 29 October 2021, stating he had been assigned to the substandard performance program due to a production level below the Marine Corps Recruiting Command average. In response, he submitted the lengthy rebuttal dated 29 October 2021 at enclosure (3).

c. On 8 January 2024, Petitioner submitted a revised rebuttal which was also added to his Official Military Personnel File (OMPF). See enclosure (4)

d. Petitioner requested the Board remove the initial rebuttal at enclosure (3) because he contends that it is too long and "does not give off the sense of accountability [he wishes] to display to the promotion board."

Subj: REVIEW OF NAVAL RECORD OF S [REDACTED]  
[REDACTED] XXX XX [REDACTED] USMC

## CONCLUSION

Upon review and consideration of all the evidence, the Board determined Petitioner's request warrants relief. The Board determined it was in the interest of justice to allow Petitioner to remove enclosure (3) from his OMPF.

## RECOMMENDATION

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

Petitioner's naval record be corrected by removing enclosure (3), the 29 October 2021 rebuttal to the Administrative Remarks (Page 11) entry of 29 October 2021.

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 Regulation, 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.

2/28/2024

