



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

[REDACTED]  
Docket No: 737-17  
SEP 15 2017

[REDACTED]  
Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records (BCNR), sitting in executive session, considered your application on 16 June 2017. 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, your naval record, and applicable statutes, regulations, and policies.


On 25 September 2015, the FY17 USMC Major Limited Duty Officer (LDO) Promotion Selection Board convened. You were eligible, in-zone, but failed selection for promotion. On 10 June 2016, you successfully petitioned the Performance Evaluation Review Board (PERB) to modify your fitness report for the reporting period 2 February 2012 to 31 May 2012. On 23 September 2016, the FY18 USMC Major LDO Promotion Selection Board convened. You were eligible, above-zone, and also the only officer eligible in your competitive category. You were selected for promotion and subsequently promoted with a 1 May 2017 date of rank (DOR).

The Board, in its review of your entire record and application, carefully considered your desire to adjust your DOR to the date you would have received had you been selected by the FY17 Promotion Selection Board. The Board considered your contention that your FOS was due to a FITREP that was later modified by the PERB, and had the error in your FITREP not been available for consideration by the FY17 Promotion Selection Board, you would have been selected by that Board. The Board also considered your argument that you were selected from the above-zone after your FITREP was corrected. The Board determined that adjusting your DOR is not warranted. In this regard, the Board noted that when you were selected for promotion by the FY18 Board, you were the only eligible officer in your competitive category. Thus, the Board was not convinced that the errors in your record at the time the FY17 Promotion Selection Board caused your FOS. The Board recommended that you pursue relief by requesting a Special Selection Board through Headquarters, Marine Corps (MMPR-1) to determine if the

modified FITREP would have made you competitive enough for selection by the FY17 Promotion Selection Board. Accordingly, your application has been denied.

It is regretted that the circumstances of your case are such that favorable action cannot be taken at this time. You are entitled to have the Board reconsider its decision upon the submission of new and material evidence. New evidence is evidence not previously 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,

  
Executive Director