



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

[REDACTED]  
Docket No: 788-17

OCT 09 2017

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

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

Ref: (a) 10 U.S.C. §1552  
(b) MCO P1900.16F

Encl: (1) DD Form 149 with attachments  
(2) Administrative Remarks (Page 11) entry of 3 Nov 11  
(3) Administrative Remarks (Page 11) entry of 9 Jul 15  
(4) Administrative Remarks (Page 11) entry of 6 Sep 16

1. Pursuant to the provisions of reference (a), Petitioner, an enlisted member of the Marine Corps, filed enclosure (1) with this Board requesting removal of three Administrative Remarks (Page 11) counseling entries of 3 November 2011, 9 July 2015, and 6 September 2016 from his Official Military Personnel File (OMPF) and Electronic Service Record (ESR). Enclosures (1) through (4) apply.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 2 June 2017 and, pursuant to its regulations, determined that the partial corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, 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 finds as follows:

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

b. Enclosure (1) was filed in a timely manner.

c. On 3 November 2011, Petitioner received counseling per paragraph 6105 of reference (b) for "failing to show up on time and lying about having the day off". Petitioner contends the counseling did not meet the requirements of reference (b) because suggested corrective action and recommendations regarding available assistance were not included.

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d. On 9 July 2015, Petitioner received counseling per paragraph 6105 of reference (b) concerning the importance of being on time for all training events and accountability formations. Petitioner contends the counseling did not meet the requirements of reference (b) because suggested corrective action and recommendations regarding available assistance were not included.

e. On 6 September 2016, Petitioner received counseling per paragraph 6105 of reference (b) for "failure to fulfill assigned collateral duties". Petitioner contends he was counseled by the Command Sergeant Major and not the Commanding Officer.

#### CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants favorable action in the form of partial relief.

The Board concludes the counseling entries dated 3 November 2011 and 9 July 2015 are in error because they do not comply with the paragraph 6105 requirements of reference (b) and should be removed from Petitioner's OMPF and ESR.

The Board finds the evidence submitted was insufficient to establish the existence of probable material error or injustice to remove the Page 11 counseling entry dated 6 September 2016.

In view of the foregoing, the Board finds the existence of error warranting the following corrective action.

#### RECOMMENDATION:

Petitioner's naval record be corrected by removing the Page 11 counseling entries dated 3 November 2011 and 9 July 2015 and any corresponding rebuttal statements from his OMPF and ESR.

No further relief is granted.

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.

[REDACTED]

Recorder

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

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corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

[REDACTED]  
Executive Director