



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

Docket No: 5159-17
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

Encl: (1) DD Form 149 w/attachments
(2) Case summary
(3) Administrative Remarks (Page 11) entry of 18 Mar 13
(4) [REDACTED] memo of 11 Apr 17

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 the Administrative Remarks (Page 11) counseling entry dated 18 March 2013 from his Electronic Service Record (ESR). Enclosures (1) through (4) apply.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 17 August 2017, 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, 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 18 March 2013, a Page 11 counseling was issued to Petitioner. The Page 11 counseling entry stated, in part, that Petitioner lacked judgment and bearing which resulted in poor professionalism towards a commissioned officer.

d. The superior that counseled Petitioner submitted enclosure (4) requesting the counseling be removed from Petitioner's record because the counseling had been issued prior to the completion of a command investigation which exonerated Petitioner.

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CONCLUSION:

Upon review and consideration of all the evidence of record, and especially in light of enclosure (4), the Board concludes Petitioner's request warrants favorable action.

The Board concludes the Page 11 counseling warning in question should be removed from Petitioner's ESR.

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

RECOMMENDATION:

That Petitioner's naval record be corrected by removing the Page 11 counseling entry dated 18 March 2013 and the corresponding personal statement from his ESR.

That 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.

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 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