



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

[REDACTED]
Docket No: 6609-17

DEC 26 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.

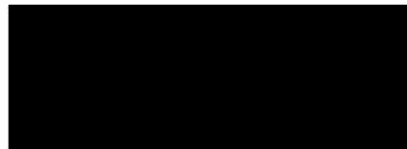
A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 29 November 2017. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative 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, relevant portions of your naval record, and applicable statutes, regulations, and policies. The advisory opinion (AO) provided in Headquarters, Marine Corps Memorandum 1610 MMRP-13/PERB dated 27 July 2017 was sent to you on 27 July 2017 for an opportunity to comment prior to being considered by the Board. After the 30 day period for comment expired without a response, the case was presented to the Board.

The Board carefully considered your desire to remove your fitness report (FITREP) for the reporting period 20 June 2015 to 3 March 2016 from your Official Military Personnel File (OMPF). The Board considered your full statement and contentions that you were never counseled on your billet duties and responsibilities, the only counseling you received was your 6105, the Naval Criminal Investigative Service investigation contained false information and did not substantiate the allegations, your commanding officer's misrepresentation about the investigation, no legal actions were taken against you, and your security clearance was not suspended. The Board significantly concurred with the AO and concluded that you failed to meet the burden of proof necessary to establish an inaccuracy or error warranting the removal of the report. 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,

A large black rectangular redaction box covering the signature of the Executive Director.

Executive Director

A long black rectangular redaction box covering the address of the applicant.