



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

█
Docket No. 6028-24
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF █
█

Ref: (a) Title 10 U.S.C. § 1552
(b) MCO 1900.16 w/CH 2
(c) MCO 1070.12K w/CH1
(d) MCO 6100.13A w/CH 2

Encl: (1) DD Form 149 w/attachments
(2) NAVMC 118(11) Administrative Remarks (Page 11), 12 Aug 22

1. Pursuant to the provisions of the reference, Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting to remove enclosure (2).

2. The Board, consisting of █ reviewed Petitioner's allegations of error and injustice on 11 June 2024 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, 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 that, before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. On 12 August 2022, Petitioner was issued a page 11 entry counseling him for failure to pass a Marine Corps Physical Fitness Test (PFT). Petitioner acknowledged the entry and elected to submit a statement. However, there is no evidence of a statement in his official record. Enclosure (2).

b. In his application, Petitioner contends the counseling entry is written incorrectly for an officer. The entry contain language from paragraph 6105 of reference (b) regarding enlisted administrative separation, which is different from the administrative separation process for officers. Enclosure (1).

CONCLUSION

Upon careful review and consideration of all the evidence of record, the Board found sufficient evidence of a material error and determined that Petitioner's request warrants partial corrective action.

The Board noted that enclosure (2) contains elements of a 6105 counseling entry issued pursuant to reference (b). Specifically, the counseling entry notified Petitioner that "You are advised that failure to take corrective action . . . may result in administrative separation from the Marine Corps in accordance with MCO 1900.16 W/CH2." The counseling entry also included the statement, "I understand that failure to complete my enlistment contract with an honorable characterization of service may . . ." The Board determined Petitioner was properly counseled by his Commanding Officer for failing the Marine Corps PFT in accordance with references (c) and (d). The Board also determined that although the counseling entry requires correcting, the basis for the counseling entry is valid and should remain a matter of record. To correct the aforementioned errors, the Board determined the counseling entry should be redacted as described below.

RECOMMENDATION

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

Petitioner's naval record be corrected by modifying enclosure (2). Specifically, redact the statements:

"You are advised that failure to take corrective action and meet established physical fitness standards within the next semi-annual reporting period may result in administrative separation from the United States Marine Corps in accordance with MCO 1900.16 W/CH2."

and

"I understand that failure to complete my enlistment contract with an honorable characterization of service may preclude my eligibility for benefits from the department of veterans affairs or other organizations and have an adverse effect on future civilian employment."

No further corrections to Petitioner's record.

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 Regulations, Section 723.6(e)), and

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[REDACTED]

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.

7/8/2024

[REDACTED]