



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

██████████  
Docket No. 10616-24  
Ref: Signature Date

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██  
██

Dear Petitioner:

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your applications on 14 January 2025. 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 applications, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations and policies, as well as the ██████████ Advisory Opinion (AO) provided by Navy Personnel Command (PERS-32). Although you were afforded an opportunity to submit a rebuttal, you did not do so.

The Board carefully considered your request for correction to the Evaluation Reports (Evals) for the periods of 16 November 2021 to 15 November 2022 and 16 November 2022 to 15 November 2023. The Board considered your letter to the Reporting Senior (RS) as well as your claims that the unsubstantiated declining performance Evals [have] negatively impacted [your] promotion prospects. You also contend that the prior Commanding Officer (CO) that signed Evals was relieved for cause.

The Board, however, considered the AO and determined that the contested evaluation reports are valid as written and filed in accordance with the applicable Navy Performance Evaluation System Manual (EVALMAN). In this regard, the Board noted the contested Evals are not adverse. Pursuant to the EVALMAN, a decline in performance is defined as receiving lower grades on two or more performance traits in the same paygrade by the same RS on subsequent reports. Further, the Board noted a change in promotion recommendation caused by forced distribution is not considered a decline in performance. The Board also noted there are no adverse comments in block 43 and the RS makes recommendations for Chief and Lead Petty

Officer on both reports. The Board noted changes to blocks 41 and 45 require a Letter-Supplement from the original RS. On 14 September 2024, you requested the RS make these corrections and, in an email, the RS provided reasons to you for not making changes to the reports in question. Next, regarding your contention that the CO that signed the Evals was relieved; the Board noted her relief does not invalidate the contested reports. Lastly, the Board gave substantial consideration to the 22 September 2024 email from your RS indicating that she would not change any of your Evals. Thus, the Board concluded there is no probable material error, substantive inaccuracy, or injustice warranting corrective action. Accordingly, given the totality of the circumstances, the Board determined your record shall remain unchanged.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or 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,

2/27/2025

