



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

██████████
Docket No. 10642-24
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 31 October 2024 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 to remove your Evaluation Report & Counseling Record (Eval) for the reporting period 1 October 2022 to 27 December 2022. The Board considered your claims that the Not Observed (NOB) Eval was inaccurately submitted. You claim that you were in a deployed status and not in a concurrent status onboard ██████████. You further claim that this error shows a gap in service on your Performance Summary Record (PSR) which could affect your eligibility for selection to Chief Petty Officer (HMC/E-7).

The Board, however, substantially concurred with the AO that the Eval is valid as written and filed in accordance with the applicable Navy Performance Evaluation System (PES) guidance. In this regard, pursuant to the EVALMAN, concurrent reports provide a record of significant achievement that was not directly observable by the regular reporting senior (RS) for Active Duty and Full-Time Support members who serve on additional duty or temporary additional duty orders. Additionally, the EVALMAN states that concurrent reports should be submitted for members on assignments wherein their performance is significant but cannot be sufficiently

evaluated by their regular RS. Concurrent reports will not account for continuity purposes unless endorsed by the regular reporting senior as Concurrent Regular with both blocks 17 and 18 marked. In your case, the contested Eval was marked in block 18 only and you were under the direct observation of the concurrent RS. Therefore, the Board determined it was at the concurrent RS's discretion and authority to submit an evaluation report upon detachment from the command. 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 that 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

