



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

██████████
Docket No. 11407-24
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF ██████████
██████████ USMC

Ref: (a) Title 10 U.S.C. § 1552

Encl: (1) DD Form 149 w/attachments
(2) HQMC ltr 1610 MMRP-13/PERB, 20 Jun 23
(3) HQMC Advisory Opinion 1610 MMPB-23, 12 Sep 24

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 that his naval record be corrected by removing his failures of selection (FOS) to Lieutenant Colonel (LtCol/O-5).
2. The Board, consisting of ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 7 January 2025, 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. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds the following:
 - a. Petitioner failed selection during the Fiscal Year (FY) 2024/2025/2026 Marine Corps LtCol Promotion Section Boards (PSBs).
 - b. On 16 February 2023, Petitioner submitted a petition to the Marine Corps Performance Evaluation Review Board (PERB) requesting to modify the fitness report for the reporting period 1 June 2020 to 17 June 2021. Enclosure (2).
 - c. On 20 June 2023, the PERB approved a correction to Petitioner's record by increasing the Reviewing Officer (RO) comparative assessment from block five to block seven. Enclosure (2).
 - d. The advisory opinion (AO), attached as enclosure (3), commented to the effect that the request has merit and warrants favorable action. The PERB directed a substantial change to Petitioner's record by increasing the RO comparative assessment. The AO explained that the summation of the change is significant and would have improved the perception of Petitioner's

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[REDACTED] USMC

competitiveness had the record been correct. The AO opined that Petitioner should also be granted relief for the FY 2026 LtCol PSB. The AO noted that the duration of above zone record brief preparation and record briefing in PSBs is substantially less than in zone record brief preparation and briefing duration and Petitioner should be afforded the opportunity to have his corrected record considered in a future LtCol PSB without the stigma of being previously considered and not selected.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting corrective action. In this regard, the Board noted the PERB's correction to Petitioner's fitness report ending 17 June 2021. The Board substantially concurred with the AO that the increase in the comparative assessment is significant and could have altered the perception of Petitioner's competitiveness. The Board determined that Petitioner should be afforded the opportunity to have his corrected record considered in zone during a future PSB. The Board concluded that Petitioner's FOS shall be removed.

RECOMMENDATION

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

Petitioner's naval record be corrected by removing his failures of selection incurred during the FY 2024/2025/2026 USMC Lieutenant Colonel Promotion Selection Boards.

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 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.

1/16/2025

