



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

██████████  
Docket No. 12484-24  
Ref: Signature Date

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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 application on 20 March 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 application, together with all material submitted in support thereof, relevant portions of your naval record, and applicable statutes, regulations, and policies.

On 16 December 2020, you received a 6105 counseling entry for an academic integrity violation (plagiarism) while attending the US Army's Tool Developer Qualification Course. You contend the counseling entry is unjust because it lacked clarification on the details of the incident and that your request mast regarding the incident was improperly not answered. In addition, you claim you were unable to submit a rebuttal due to the counseling being backdated while you were on leave.

The Board carefully considered your request and noted that you signed the counseling entry and *elected not* to make a rebuttal statement. The Board further noted you received an adverse fitness report covering the period 28 December 2019 to 31 December 2020 regarding the plagiarism and you were afforded the opportunity to provide a statement, but you also did not submit a statement in response. The Board found that you provided no evidence that you submitted a request mast or had requested to provide a rebuttal to the counseling entry. Thus, the Board determined that there was no error with the entry, as it provided written notification concerning your deficiency, where to seek assistance, and potential consequences if further violations occur in accordance with MCO 1070.12K, Marine Corps Individual Records Administration Manual. Moreover, the Board determined the entry was not unjust as it was factual and a matter significant enough for your commanding officer to document. Consequently, the Board concluded that there is no material

error or injustice warranting further action, the counseling entry is valid and shall remain in your official military personnel file.

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,

4/5/2025

