



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

Docket No. 830-25
Ref: Signature Date

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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 8 April 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. The Board also considered the 12 November 2024 decision by the Marine Corps Performance Evaluation Review Board (PERB) and the 12 September 2024 Advisory Opinion (AO) provided to PERB by the Manpower Management Division Records & Performance Branch (MMRP-23). The PERB Decision and the AO were provided to you on 12 November 2024 and you were given 30 days in which to submit a response.

You received an adverse fitness report, covering the period 11 February to 3 August 2017, for not completing a required Physical Fitness Test (PFT). During this reporting period, you were assigned as a [REDACTED]. You argue this report is unjust and should be removed because of the circumstances surrounding the missed PFT. Specifically, you claim you conducted a PFT while at the Combat Engineer Officer's Course and, upon completion of the course, you received orders to [REDACTED] [REDACTED] followed by Temporary Additional Duty (TAD) orders to [REDACTED]. You thought your PFT was correctly recorded in the Marine Corps Training Information Management System (MCTIMS) because you were not listed on the battalion's untrained roster. After the deadline to take the PFT passed, [REDACTED] discovered you were not compliant with the PFT requirement; based on the lack of a PFT score in MCTIMS. You did not show up on the battalion's untrained

roster because you were in a TAD status. You further argue the report is erroneous as you were incorrectly told by leadership you were not required to complete the PFT, since you were not listed on the untrained roster, and you were never given any formal counseling.

Upon review, the Board concurred with the AO that formal counseling was not required because the adversity of the report was not based on derogatory material. In addition, the Board noted you did not provide sufficient evidence to support your contentions; specifically, the Board found no documentation that you completed a PFT at the Combat Engineer Officer's course and you provided no evidence, other than your statement, that your reporting chain informed you that you were not required to take the PFT with the unit. Finally, the Board noted, in your rebuttal to the adverse report, you acknowledged your obligation to complete the annual PFT and took full responsibility for failing to verify your training status in MCTIMS. Consequently, the Board determined that there is insufficient evidence of material error or injustice to warrant removal of the fitness report in question from your record. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

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,

4/21/2025

