



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

██████████  
Docket No. 1119-25  
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 application on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 6 August 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, having reviewed all the facts of record pertaining to your allegations of error and injustice, found as follows:

On or about 15 December 2016, you assumed your Drill Instructor (DI) duties at ██████████  
██

On 15 March 2019, you were the subject of non-judicial punishment (NJP) and were found guilty of unauthorized absence from your appointed place of duty when you left your platoon unattended for approximately three hours. You were also found guilty of violating DepO 1510.32 -- which clearly states the Duty DI assigned to a platoon will remain in the platoon area and awake -- by leaving the platoon's squad bay and going off base. You were awarded forfeiture of pay. You elected not to appeal the NJP.

On the same day, you received an Administrative Remarks (Page 11) counseling entry regarding the misconduct. In your rebuttal statement, you noted your "complete lack of judgment," acknowledged that you left the deck unattended "thinking there was another drill instructor" present but without verifying if anyone was there, and expressed remorse



for your “weak decision.”

An adverse Commandant of the Marine Corps (CMC) Directed (DC) fitness report, for the reporting period 2 January 2019 to 15 March 2019, was issued upon the occasion of your NJP. You availed yourself of the opportunity to provide a statement in response to the adverse report.

You were subsequently relieved for cause and your additional military occupational specialty (AMOS) 0911, which designates a Marine serving as a DI, was voided.

The Board carefully considered your request to remove the NJP, rescind the relief for cause (RFC), and award the DI ribbon. You contend you were subjected to “unfair and excessive punishment” that was inconsistent with similar NJP imposed on others during your tenure at [REDACTED]. Specifically, you contend the evidence supports that “other Marines who faced NJP were still awarded their Drill Instructor Ribbons or had their disciplinary actions mitigated.” Further you contend “[t]he lack of uniformity in the handling of similar incidents demonstrates an inequitable application of punishment, resulting in an unfair outcome in [your] case.” You also contend the NJP and your RFC were severe consequences that do “not reflect [your] overall service and dedication.” Additionally, you contend “the discretion shown in other cases” warranted a “more measured outcome” in your situation which would have allowed you to continue your DI tour. Lastly, you contend your Honorable service and consistently high-level performance as a DI, fulfilled the requirements of a complete tour and warranted recognition with a DI ribbon.

The Board noted you did not dispute the charges you were found guilty of at NJP. Further, the Board noted the evidence you submitted regarding the adjudication of other Marines’ misconduct failed to provide facts which even allowed for comparison. Additionally, noting a DI ribbon is awarded to Marines who successfully complete a designated tour of duty as a DI holding the AMOS 0911, the Board determined your RFC made you ineligible for a DI ribbon. Therefore, the Board determined there was insufficient evidence of an error or injustice to warrant granting a change to 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,

8/26/2025

[REDACTED]