



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

Docket No. 1232-25
Ref: Signature Date

Dear [REDACTED],

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 18 June 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, as well as the 19 December 2024 decision furnished by the Marine Corps Performance Evaluation Review Board (PERB), and the 24 November 2024 advisory opinion (AO) provided to the PERB by the Manpower Management Division Records and Performance Branch. The AO was provided to you on 19 December 2024, and you were given 30 days in which to submit a response. Although you were afforded an opportunity to submit a rebuttal, you did not do so.

The Board carefully considered your request to remove your fitness report for the reporting period 21 May 2017 to 31 December 2017. The Board considered your contention that your record does not contain any counseling entries and you were not brief on the fitness report before it was created. It was your understanding that another Physical Fitness Test (PFT) would be conducted later because you stopped to help a Marine with a medical emergency. You claim you were told not to worry about it and the PFT was canceled. You also claim to have had a medical emergency but were never given the option of going to medical or to speak with the Reporting Senior. You further claim that you received approval from the Board for the same command doctoring paperwork to prove a point and you thought your fitness report fell under that case.

The Board, however, substantially concurred with the PERB's decision that you did not demonstrate probable material error, substantive inaccuracy, or injustice warranting removal of your fitness report. The Board determined that your fitness report is valid as written and filed in

accordance with the applicable Marine Corps Performance Evaluation System (PES) Manual. In this regard, the Board noted that you received an adverse fitness report for failing the PFT. In accordance with the PES Manual, you acknowledged the fitness report, you were afforded the opportunity to submit a statement but elected not to. The Board also determined that your decision not to submit a statement indicates that you understood the basis for adversity and your reporting officials had no obligation to brief you prior to the creation of the fitness report. Other than your statements, the Board found no evidence to support your claims that any member of your chain of command informed you another PFT would be conducted nor is there any evidence that you experienced a medical emergency during the PFT.

Concerning the Board's approval of Docket No. [REDACTED], the Board noted that you were issued a counseling entry for allowing a recruit to leave the Military Entrance Processing Station against policy. That Board noted that the counseling entry contained a substantive error that invalidated the entry. The Board determined that the content and removal of your counseling entry were completely unrelated to your PFT failure and contested fitness report. The Board thus 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 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,

7/8/2025

[REDACTED]