



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE RD
ARLINGTON, VA 22204

█
Docket No. 4198-25
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.

A three-member panel of the Board, sitting in executive session, considered your application on 7 January 2026. 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 carefully considered your request to remove the Administrative Remarks (Page 11) entry dated 30 August 2022 and your rebuttal statement. The Board also considered your contention that the counseling entry contains incorrect data. Specifically, you assert that no priority targets were established by the "Fire Support Coordination Center of Fire Support Team," that no rounds impacted near any maneuver force, and that the paragraph regarding your failure to act during two unsafe "incidents" is false. You also contend this "incident" does not meet the criteria to be considered a firing incident according to Range Safety Manual (MCO 3570.1C). You claim that you were accused and subsequently relieved as a scapegoat. Additionally, you stated you were diagnosed with a medical condition shortly before the "incident." While the command wanted a replacement, your monitor denied the request pending further analysis from medical personnel. As evidence, you provided statements from the Fire Support Officer and Fire Direction Coordination Chief.

The Board noted that your Page 11 entry was issued pursuant to paragraph 6105 of the Marine Corps Separation and Retirement Manual (MARCORSEPMAN). The entry documents counseling regarding your relief for cause due to unsafe live fire training and negligence as the Range Safety Officer. The entry also noted a command inquiry substantiated negligence on your

part. The Board found that the contested entry was written in accordance with the MARCORSEPMAN as it provided written notification of your deficiencies, recommendations for corrective action, information on where to seek assistance, and the consequences of failing to take corrective action. In your rebuttal, you provided your version of events during the live fire exercise and your career achievements.

The Board noted that your Commanding Officer relied upon a command inquiry when determining that your relief was warranted and that your performance during the live fire exercise was a matter essential to record. The Board, therefore, determined that your Commanding Officer acted properly and within his discretionary authority.

The Board considered the statements you provided in support of your request; however, it was not persuaded that the issuance of your counseling entry constituted an error or injustice. In making this decision, the Board considered that it is not an investigative body and relies on a presumption of regularity to support the official actions of public officers. In the absence of substantial evidence to the contrary, the Board will presume that public officers have properly discharged their official duties. The Board found your evidence insufficient to overcome this presumption. The Board concluded that 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,

1/20/2026

