



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

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Docket No. 5217-25
Ref: Signature Date

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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 18 February 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, as well as the 15 May 2025 decision furnished by the Marine Corps Performance Evaluation Review Board (PERB) and the 27 March 2025 advisory opinion (AO) provided to the PERB by the Manpower Management Performance Branch (MMPB-23). Although you were afforded an opportunity to submit a rebuttal to the AO, you chose not to do so.

The Board carefully considered your request to remove the fitness report covering the period of 1 September 2023 to 31 July 2024 from your Official Military Personnel File (OMPF). You contend that due circumstances during the reporting period, including your temporary assignment duty (TAD), house hunting leave, and terminal leave, resulting in a lack of counseling or direct oversight by your Reporting Senior (RS), the fitness report does not accurately reflect your performance or meet the reporting standards outlined in the Marine Corps Performance Evaluation Systems (PES) Manual.

The Board, however, concurred with the PERB's decision that you did not demonstrate probable material error, substantive inaccuracy, or injustice warranting removal of your fitness report. Specifically, the Board found you did not provide any evidence, beyond your own statement, to substantiate your claims that your performance warranted marks higher than those received. Regarding your contention of insufficient observation due to your TAD and leave, as the AO explained, you provided no evidence to support your claim and, regardless, the reporting period

encompasses more than 300 days, more than enough time to meet minimum observation requirements. Further, the Board noted that the co-location of a Marine and Reporting Senior (RS) is not required for observation to occur. Additionally, regarding lack of counseling, as the AO also explained, because counseling can take many forms, relief is not typically granted on the basis of alleged lack of counseling. Finally, since your fitness report was not adverse, no counseling was required. The Board thus concluded there is no probable material error, substantive inaccuracy, or injustice warranting removal of the fitness report. Accordingly, given the totality of the circumstances, the Board determined 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,

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