



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

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Docket No. 5255-25
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 4 March 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 11 April 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 28 July 2023 to 12 January 2024, from your Official Military Personnel File (OMPF). You contend that you were within body composition standards but were issued an adverse fitness report indicating you were not despite not receiving a 6105 counseling entry or being assigned to the Body Composition Program (BCP).

The Board, however, concurred with the PERB's decision that you did not demonstrate probable material error, substantive inaccuracy, or injustice warranting removal of the fitness report. As the AO identified, as recorded in the Marine Corps Total Force System (MCTFS), at the time of the fitness report you were 27 years old and 66" tall. The maximum allowable weight for a male of this height is 170 pounds, with a maximum body fat percentage of 19%. Although you contend you were within body composition standards, you provided no evidence, apart from your own statement, to support this contention, and your officially recorded measurements were 199 pounds with a 26% body fat percentage, which both exceeded the maximum allowed.

Pursuant to the Marine Corps Performance Evaluation System (PES) Manual, if a Marine's body fat percentage exceeds the maximum allowed, the affiliated fitness report will be adverse unless specific exceptions apply. The Board found no exceptions applied to you during the reporting period. Additionally, assignment to the BCP, or issuance of adverse paperwork, such as 6105 counseling entries, is not required to render a report adverse. Rather, as the AO identified, your report's adversity stems directly from your failure to meet established standards. Your adverse fitness report is also supported by your non-recommendation for promotion, which automatically renders a report adverse. Lastly, you were afforded the opportunity to make a statement in response to the fitness report but you declined to do so; therefore, the fitness report is assumed to be correct. The Board opined, it relies on a presumption of regularity to support the official actions of public officers, and in the absence of substantial evidence to the contrary, will presume they have properly discharged their official duties. The Board found your evidence insufficient to overcome this presumption. 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,

3/20/2026

