



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

██████████
Docket No. 6915-25
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 8 April 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 13 June 2025 decision by the Marine Corps Performance Evaluation Review Board (PERB) and the 27 May 2025 Advisory Opinion (AO) provided to the PERB by the Headquarters Marine Corps Performance Evaluation Section (MMPB-23). Although you were afforded an opportunity to submit a rebuttal, you did not do so.

The Board carefully considered your request to remove the fitness report for the reporting period 10 July 2023 to 20 November 2023 because the report “contains significant inconsistencies and unfairly misrepresents [your] performance, impacting [your] future career advancement.” Specifically, you contend the report “appears to be influenced by unsubstantiated allegations” that were investigated during the reporting period. You further contend the influence of the allegations and the subsequent investigation resulted “in a significantly lower performance assessment than warranted, placing [you] near the bottom” of the Reporting Official’s relative values. Additionally, you contend the Reporting Senior’s (RS’s) section I comments – “1 of 125 Captains” and “1 of only 42 selected each year” – are incongruent with the RS’s relative value of 80 and the Reviewing Officer’s (RO’s) comparative assessment in block “3.” Further, you contend that while the RS’s comments mention an early removal as a staff platoon commander, the RS and/or RO do not “acknowledge any adversity, derogatory information, or pending investigation that would justify such a low ranking.” You also contend the report is in error/unjust because you were not afforded an opportunity to receive counseling from either the RS or RO nor provided an opportunity to review or sign the report, which is “standard

professional practice.” Based on the “in-stride counseling” received prior to the investigation, you contend your performance was “above the 90 RS relative value” making the “subsequent 80 relative value, assigned while the investigation was still unresolved,” unexpected and inconsistent with prior feedback. Lastly, you contend removing this report is required to ensure you are “fairly considered by future boards based on an accurate representation of [your] character, work ethic, and overall performance.”

The Board, however, determined the fitness report was valid as written and filed, in accordance with the applicable Performance Evaluation System Manual. The Board, concurring with the AO, noted the contested report does not reference the investigation nor contain any adverse information. Further, the report was processed before the 3 July 2024 termination of administrative proceedings. The Board also concurred there is insufficient evidence to support your contention the RS’s and RO’s comments and markings were influenced by and intentionally lowered based on the unsubstantiated allegations. Based on the available evidence, the Board concluded there is insufficient evidence of an error 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,

4/13/2026

