



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

BJG  
Docket No: 5200-01  
28 November 2001

22

MR [REDACTED]  
[REDACTED]  
[REDACTED]

De [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 28 November 2001. 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, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by Headquarters Marine Corps, dated 17 October 2001, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously 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,

W. DEAN PFEIFFER  
Executive Director

Enclosure



DEPARTMENT OF THE NAVY  
HEADQUARTERS UNITED STATES MARINE CORPS  
3280 RUSSELL ROAD  
QUANTICO, VIRGINIA 22134-5103

IN REPLY REFER TO:  
1070  
MIFD  
17 OCT 2001

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF  
NAVAL RECORDS

Subj: BCNR APPLICATION IN THE CASE OF FORMER PRIVATE FIRST  
CLASS [REDACTED] SMC

1. Former [REDACTED] application has been reviewed concerning his request for removal of DD Form 214 Block 28 entry "Weight Control Failure".
2. MCO 6100.10, Weight Control and Military Appearance, contains guidance in the assignment to the Marine Corps weight control and/or military appearance program. A commander must adhere to specific administrative procedures if a Marine has been determined to be overweight or their physical appearance does not meet acceptable Marine Corps standards.
3. MCO P1900.16, Marine Corps Separation and Retirement Manual (MARCORSEPMAN) provides guidance in processing Marines for an administrative separation and preparation instructions for completing the Certificate of Release or Discharge from Active Duty, DD Form 214.
4. The following comments/opinions are provided:
  - a. Former PFC [REDACTED] was assigned to the weight control program on 23 December 1993. After thirteen months, former PFC [REDACTED] was reevaluated by an appropriately credentialed health care provider (ACHCP) who recommended that he be processed for discharge.
  - b. The policy set forth in MCO 6100.10 places the responsibility upon the commander to assign, remove from, or extend a Marine currently assigned to the Marine Corps weight control and/or personal appearance program. The commander must direct a medical evaluation from an ACHCP and notify him by letter that he would be assigned to the weight control program.
  - c. Former PFC [REDACTED] was initially assigned to the weight control program for a period of six months and was subsequently granted an extension. MCO 6100.10 authorizes a commander to extend a Marine who is on their initial weight control assignment (first assignment) and making satisfactory progress, but not attaining their weight loss goal. If weight goals are not met by the end of the extension, the individual will be recommended for discharge from the Marine Corps.

Subj: BCNR APPLICATION IN THE CASE OF FORMER PRIVATE FIRST CLASS [REDACTED] USMC

d. Former PF [REDACTED] was processed by an administrative separation board and was approved by the Commanding General to be separated by reason of weight control failure per the MARCORSEPMAN.

e. A review of the Certificate of Release or Discharge from Active Duty, DD Form 214, and the instructions contained in the MARCORSEPMAN pertaining to the preparation of the DD Form 214 reveal that the correct information was entered in Block 28.

f. Former [REDACTED] s claim that "this entry sheds a negative light on my enlistment and is not presently relevant..." is not supported by documented evidence contained in his official military personnel files. These documents contain information that former [REDACTED] s did not meet Marine Corps standards and his commander followed proper administrative procedures set forth in the MARCORSEPMAN and MCO 6100.10.

5. In view of the above, it is recommended that:

a. The Board for Correction of Naval Records disapprove former [REDACTED] s request for removal of DD Form 214 Block 28 entry "Weight Control Failure".

b. If the Board for Correction of Naval Records finds that former [REDACTED] s records are in error or an injustice was committed, approve the removal of DD Form 214 Block 28 entry "Weight Control Failure".

6. Point of contact is [REDACTED]

[REDACTED]

Director  
Manpower Management Information  
Systems Division