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**DEPARTMENT OF THE NAVY**  
BOARD FOR CORRECTION OF NAVAL RECORDS  
701 S. COURTHOUSE ROAD, SUITE 1001  
ARLINGTON, VA 22204-2490

BJG  
Docket No: 12554-12  
15 April 2013

[REDACTED]

Dear [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.

You requested that the original fitness report for 1 July 2009 to 7 June 2010 be removed and replaced by a revised fitness report for 30 June 2009 to 7 June 2010 with a blank section K (reviewing officer's (RO)'s marks and comments).

It is noted that the Commandant of the Marine Corps (CMC) has directed removing the contested original fitness report.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 11 April 2013. 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. The Board also considered the report of the Headquarters Marine Corps Performance Evaluation Review Board (PERB), dated 5 December 2012, a copy of which is attached.

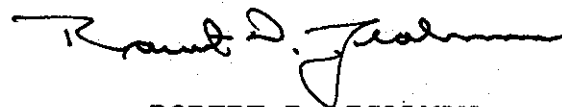
After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the report of the PERB. Accordingly, your application for relief beyond that effected by CMC has been denied. The names and votes of the members of the panel will be furnished upon request.

Although the Board voted not to enter in your record the revised report with a blank section K, you may be able to have the RO complete section K by sending the revised fitness report to the following address with a request that it be forwarded to him:

Customer Service  
Defense Finance and Accounting Service  
U. S. Military Retired Pay  
PO Box 7130  
London, KY 40742-7130

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,



ROBERT D. ZSALMAN  
Acting Executive Director

Enclosure