



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

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JSR

Docket No: NR5265-14

14 August 2014

[REDACTED]

Dear Staff Sergeant [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 completely removing the fitness reports for 30 September 2012 to 25 June 2013 and 28 June to 20 October 2013.

It is noted that the Commandant of the Marine Corps (CMC) has directed modifying section I (reporting senior's "Directed and Additional Comments") of the contested report for 30 September 2012 to 25 June 2013 by removing the word "capable" from the first sentence and in the fifth sentence, changing the comma after the word "complete" to a period and removing "MRO [Marine reported on] should attend MOS [military occupational specialty] school at first opportunity." and modifying section K.4 (reviewing officer's comments) by removing "Middle third of Staff Sergeants whom I have served with."; and further directed modifying section I of the report for 28 June to 20 October 2013 by removing "MRO continues his development as a SNCO [staff noncommissioned officer] and Transmission Chief." and in the sixth sentence, changing the comma after the word "complete" to a period and removing "MRO should attend MOS school at first opportunity." and modifying section K.4 by removing "Middle third of Staff Sergeants whom I have served with."

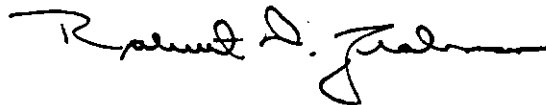
A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 14 August 2014. Your allegations of error and injustice were reviewed in accordance with administrative

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 report of the Headquarters Marine Corps (HQMC) Performance Evaluation Review Board (PERB), dated 17 April 2014, and the HQMC e-mail dated 8 May 2014 with attachment (amendment to the PERB report), copies of which are 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 report of the PERB as amended. 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.

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