



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

HD
Docket No. NR8480-14
20 February 2015

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: [REDACTED]
REVIEW OF NAVAL RECORD

Ref: (a) 10 U.S.C. 1552

Encl: (1) DD Form 149 dtd 10 Jul 14 w/attachments
(2) Copy of Subject's fitrep for 3 to 8 Mar 13
(3) HQMC e-mail dtd 2 Dec 14
(4) HQMC MIQ memo dtd 2 Feb 15

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected by modifying his data in the Marine Corps Total Force System (MCTFS) to remove the entry "58L Detachment Commander IH [incomplete other than academic failure, will be recycled through same course no additional training will be required]."

2. The Board, consisting of Messrs. [REDACTED] reviewed Petitioner's allegations of error and injustice on 19 February 2015, and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. Enclosure (2) is Petitioner's fitness report for 3 to 8 March 2013, whose removal has been directed by the Headquarters Marine

Corps (HQMC) Performance Evaluation Review Board (PERB). This fitness report documented Petitioner's disenrollment from the Marine Security Guard Detachment Commander Class 3-13.

c. Enclosure (3) reflects the basis for the PERB action.

d. In enclosure (4), the HQMC office with cognizance over the subject matter of Petitioner's case has commented to the effect the request has merit and warrant favorable action.

CONCLUSION:

Upon review and consideration of all the evidence of record, and especially in light of enclosure (4), the Board finds the existence of an error and injustice warranting the following corrective action:

RECOMMENDATION:

a. That Petitioner's naval record be corrected by removing, from his data in MCTFS, the entry "58L Detachment Commander IH."

b. That any material or entries inconsistent with or relating to the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

Jonathan S. Ruskin

JONATHAN S. RUSKIN
Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the

foregoing corrective action taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

A handwritten signature in black ink, appearing to read "Robert J. O'Neill", written in a cursive style.

ROBERT J. O'NEILL
Executive Director