



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

HD:hd  
Docket No. 09482-08  
16 April 2009

[REDACTED]

[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 unspecified relief regarding an alleged missing period in your record for 16 January 1999 to 10 January 2000. You noted you had failed of selection by the Fiscal Year (FY) 08 and 09 Staff Lieutenant Commander Selection Boards, and you provided a copy of your separate request to the Secretary of the Navy for a special selection board (SSB) for the FY 09 promotion board. That SSB request was denied on 23 March 2009, but it is presumed you still seek SSB consideration.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 16 April 2009. 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 opinions furnished by the Navy Personnel Command, dated 3 and 24 November 2008, and the undated Action Memo from the Deputy Chief of Naval Operations (Manpower, Personnel, Training and Education) (N1) reflecting disapproval of your SSB request, 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 advisory opinions and the undated Action Memo in concluding no relief is warranted. 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

Enclosures