



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

JRE

Docket No. 01250-09

2 June 2009

[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, in which you requested several administrative corrections of your record, and correction of your record to show that you were "exposed to radiation on Nagasaki".

A three-member panel of the Board for Correction of Naval Records, sitting in executive session on 14 May 2009, considered that portion of your application which pertains to your possible exposure to radiation while serving in Nagasaki, Japan at the end of World War II. 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.

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 regard, the Board found that your record shows that you were transferred to Nagasaki, Japan, during September 1945. The available records do not show the extent of your exposure to ionizing radiation which may have occurred while you were assigned there. The Board noted that the issue of your entitlement to disability benefits for conditions that you believe are related to your exposure to

radiation is a matter within the purview of the Department of Veterans Affairs, rather than the Department of the Navy.

In view of the foregoing, and as you have not demonstrated that it would be in the interest of justice for the Board to create a service record entry concerning your possible exposure to ionizing radiation, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

As your other requests for correction of your record are administrative in nature, you should submit them to the Personnel Management Support Branch (MMSB-10), Headquarters, United States Marine Corps, 2008 Elliot Road, Quantico, Virginia 22134.

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