



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

HD:hd
Docket No. 10612-10
7 October 2011

[REDACTED]

Dear Petty Officer [REDACTED]

This is in reference to your e-mail dated 19 September 2010 with attachment, seeking reconsideration of your previous application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552. Your previous case, docket number 01876-10, was denied on 2 September 2010.

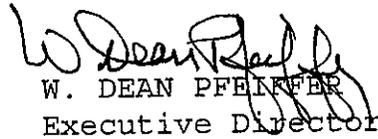
A three-member panel of the Board for Correction of Naval Records, sitting in executive session, reconsidered your case on 6 October 2011. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your letter, together with all material submitted in support thereof, the Board's file on your prior case and applicable statutes, regulations and policies. In addition, the Board considered the e-mail advisory opinions furnished by the Navy Personnel Command (NPC) dated 21 September 2010 with attachments and the National Naval Medical Center (NNMC) Bethesda dated 22 August 2011 with attachment, 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 e-mails from NPC and NNMC Bethesda. Accordingly, the Board again voted to deny relief. 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

Enclosure