



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

BAN  
Docket No. NR05899-13  
26 November 2013

[REDACTED]

This is in reference to your husband's [REDACTED] application for correction to his naval record regarding an election to his Survivor Benefit Plan (SBP) naming you, [REDACTED] as the sole beneficiary, pursuant to the provisions of Title 10, United States Code, Section 1552.

First of all, please accept my sincere condolences for the recent loss of your husband.

In June 2013, your husband sought a correction to his naval record to show that he enrolled his spouse, [REDACTED] as the sole beneficiary of SBP within one year of his marriage.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 25 November 2013. 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 his application, together with all material submitted in support thereof, his naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by the Survivor Benefit Plan Program Manager Casualty Assistance (PERS-13) of 23 Sep 2013, a copy of which is being provided to you. In addition, the Board considered your deceased husband's extenuating medical circumstances at the time of your marriage.

However, 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 making this determination, the Board substantially concurred with the comments contained in the advisory opinion. 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 also 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