



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

822

JSR  
Docket No. NR11256-14  
22 January 2015

[REDACTED]

Dear [REDACTED]

This is in reference to your counsel's letter on your behalf dated 25 September 2014 with enclosures, 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. In your previous case, docket number 9099-13, you requested reinstatement to your class and promotion to lieutenant colonel and colonel. This request was denied on 14 August 2014.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, reconsidered your case on 22 January 2015. 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 counsel's letter with enclosures, the Board's file on your prior case, 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 connection, the new commendatory material your counsel provided did not persuade the Board that you should have been promoted to lieutenant colonel or colonel. 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 evidence within one year from the date of the Board's decision. New evidence is evidence not previously considered by the Board prior to making its decision

in this case. 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,



ROBERT J. O'NEILL  
Executive Director

Copy to:

