



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

BAN
Docket No. NR01820-14
22 April 2014

[REDACTED]

This is in reply to your request of 28 October 2013, for reconsideration of your original case.

A review of our files reveals that in August 2012, you petitioned this Board seeking a change to your characterization of service and to remove an erroneous entry in your service record regarding a felony. On 17 October 2013, after careful consideration of your request, the Board found insufficient evidence of an error or injustice that would warrant the relief you sought. On 23 October 2013, you were sent a letter stating that your case was denied.

As explained in the Board's letter of 23 October 2013, a case may be reconsidered only upon submission of new and material evidence. New evidence is defined as evidence not previously considered by the Board and not reasonably available to you at the time of your previous application. Evidence is considered to be material if it is likely to have a substantial effect on the outcome of the Board's decision. In other words, even if the information which you now offer was presented to the Board, the decision would inevitably be the same. You have not provided any new or material evidence that would change the Board's decision. Additionally, we have enclosed copies of your statement dated 28 March 1973, and a statement from the assistant legal officer dated 5 April 1973. You stated that you pled guilty to petty larceny and third degree assault and were sentenced to three years of probation. Therefore, your reconsideration request has been denied.

I regret that the circumstances are such that a more favorable determination cannot be made.

Sincerely,

Brian George

BRIAN J. GEORGE
Head, Discharge Review Section

Enclosures