



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

HD

Docket No: NR1986-14

12 June 2014

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[REDACTED]

Dear Commander [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.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 12 June 2014. 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 and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by the Navy Personnel Command dated 4 April 2014, a copy of which is 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 advisory opinion. Specifically regarding the reporting period 20 October 2011 to 31 October 2012, the Board found that while the contested report may have been invalid, as it appears to have been submitted by an officer without authority to act as your reporting senior, leaving it in your record is in your best interest, as this report reflects higher marks, of "5.0" (best of five possible marks) rather than "4.0" (second best) in four areas, than the report from Colonel A---, the Commanding Officer. Further, your record includes the letter from Lieutenant Colonel G--- dated 31 May 2013, which makes it clear that he submitted the contested report without proper

delegation authority. In view of the above, 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 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,

A handwritten signature in cursive script, appearing to read "Robert D. Zsalmán", written in dark ink.

ROBERT D. ZSALMAN  
Acting Executive Director

Enclosure