



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

BAN  
Docket No:NR02075-14  
10 April 2014

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of 10 USC 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 7 April 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, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion (A/O) furnished by the Navy Personnel Command (NPC) memo 1430 Ser 811/231 of 31 Jul 2013, a copy of which was provided to you on 26 August 2013. Additionally, the Board considered the letter sent to you on 26 August 2013 notifying you that your case was disapproved since you failed to provide the requested evaluation to establish a performance mark average.

On 13 February 2014, you requested a reconsideration of your case and submitted additional information. Your case was reopened on 7 April 2014, and the Board considered your new information along with another A/O from NPC memo 1430 Ser 813/094 of 21 Mar 2014, a copy of which is provided. However, you still failed to present the required evaluation for the period in question (16 March 2010 to 26 October 2010).

Therefore, 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 second advisory opinion. Therefore, 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,



ROBERT D. ZSALMAN  
Acting Executive Director

Enclosure