



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

BAN
Docket No. NR03976-14
7 November 2014

[REDACTED]

This is in reference to your request dated 25 January 2014, for a reconsideration of your case. You originally petitioned the Board and were advised in our letter of 17 November 2009, that your application had been denied.

Your current request for reconsideration does not contain new evidence not previously considered by the Board, or that was not previously addressed in your original request. However, in light your highly decorated award (Silver Star), your case was presented to the Board out of respect for your exceptional service to our country.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 5 November 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. The Board considered the advisory opinion furnished by the Secretary of the Navy Council of Review Boards letter 1650 NDBDM 158/14 of 8 Sept 2014, a copy of which was provided to your counsel on 1 Oct 2014, and is being provided to you now. Additionally, the Board also considered your counsel's response to the advisory opinion dated 29 October 2014.

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 concurred with the comments contained in the advisory opinion. Accordingly, your application for reconsideration has been denied. The names and votes of the members of the panel will be furnished upon request.

Therefore, your request for reconsideration is denied and your case is hereby administratively closed. Should you disagree with this decision, your remedy is to appeal to a court of appropriate jurisdiction.

Sincerely,

ROBERT J. O'NEILL
Executive Director

Enclosures