



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

HCG
Docket No. NR5148-14
11 Mar 15

[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 10 March 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 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 furnished by CNRFC ltr 5420 Ser N1/1263 dtd 22 Dec 14, 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 comments contained in the advisory opinion. Per Training Orders, dated 22 June 2006, you were assigned to the Voluntary Training Unit (VTU) effective 12 May 2006. In April of 2007, the Physical Evaluation Board (PEB) ruled and found you fit for continued duty as a Reservist. On 10 September 2007, a message was issued by COMNAVPERSCOM stating that you were qualified to be retained in the Reserves and that you were to be transferred to an INCONUS Unit. Per phone conversation with CNRFC, you were never transferred. Regardless, your credentials as a Nurse Corps Officer had lapsed effective 2 February 2007. Therefore, any time that you served was not served in a pay status. Accordingly, 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 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 your 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,

A handwritten signature in black ink, appearing to read "Robert J. O'Neill", written in a cursive style.

ROBERT J. O'NEILL
Executive Director

Enclosure: CNRFC ltr 5420 Ser N1/1263 dtd 22 Dec 14