



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

[REDACTED]
Docket No. 1698-21
Ref: Signature Date

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 6 April 2021. The names and votes of the members of the panel will be furnished upon request. 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, relevant portions of your naval record, as well as applicable statutes, regulations, and policies.

On 15 February 1954, you entered active duty. On 1 May 1956, you were promoted to Sergeant (Permanent). On 15 February 1957, you were subject to a Special Court-Martial. You were reduced to the grade of Private First Class. Furthermore, sentence was approved and ordered executed on 21 February 1957 by Convening Authority Action. On 1 March 1957, you were honorably released from active duty and transferred to the Marine Corps Reserve as a Private First Class with a terminal date of reserve obligation of 14 February 1962.

You requested that your record reflect the rank of Sergeant upon separation from the Marine Corps; the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board also took under consideration the awarding of the Certificate of Good Conduct for the period of 15 February 1954 to 14 February 1957. However, the Board concluded that you provided no evidence to support your request for reinstatement and no evidence exists in your record that you were promoted to Sergeant after your special court martial in 1957.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not



previously presented to or 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,

4/30/2021



Deputy Director

Signed by:

