



The Board recommends that you file a Freedom of Information Act (FOIA) request to the Department of the Navy Physical Evaluation Board (PEB) to obtain a copy of your PEB file. This file may be helpful in your efforts to substantiate a service connection for your back condition in lieu of requesting the Board create a 40-year-old medical entry for insertion in your military medical record. You may submit an online FOIA request through the website <https://www.secnav.navy.mil/foia/Pages/default.aspx> by utilizing the dropdown box named "Make Request."

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,

4/24/2021



Deputy Director

Signed by:

