



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

█  
Docket No. 4863-21  
Ref: Signature Date

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Dear █

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 28 September 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 and applicable statutes, regulations, and policies.

In accordance with BUPERS 1900.2C, the DD Form 214 is designed to provide the individual being released, transferred, or discharged from active duty with documentary evidence of active military service, and to furnish a vital record for interested governmental agencies which assist the individual in obtaining the rights and bene-fits which may accrue to him as the result of such active service.

On 5 August 1970, you enlisted for 6 years in the U.S. Naval Reserve. Furthermore, you understood that you were obligated to serve on active duty for a period of at least 2 years commencing in August of 1971. On 6 January 1971, you were advanced to SA (T), to become permanent upon completion of 14 days active duty for training. On 23 July 1971, you were delayed until November 1971 pending final physical classification training category I. On 8 November 1971, you were honorably discharged for the convenience of the Government. You were not recommended for re-enlistment due to failure to report for physical examination necessary to determine fitness for active duty.

You requested to be issued a Certificate of Release or Discharge from Active Duty (DD Form 214) to detail all activity during your time in service, with the reason for discharge to list "Epilepsy" vice "Convenience of the Government." The Board, in its review of your entire

record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded that in accordance with BUPERS 1900.2C, you were not issued a DD Form 214 because you did not enter active duty. Furthermore, the Board concluded that you provided evidence of an epilepsy diagnosis in March 1971. However, because you failed to report for your physical examination, there is no evidence that epilepsy was the reason for your discharge.

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,

10/18/2021

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Deputy Director  
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