



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

[REDACTED]
Docket No: 5738-21
Ref: Signature Date

[REDACTED]

Dear **[REDACTED]**

This is in reference to your application for correction of your naval record pursuant to Title 10, United States Code, Section 1552. 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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your application on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 18 October 2021. The names and votes of the panel members 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 the 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, applicable statutes, regulations, and policies, to include the 25 July 2018 guidance from the Under Secretary of Defense for Personnel and Readiness regarding equity, injustice or clemency determinations (Wilkie Memo).

You enlisted in the Navy and began a period of active duty on 1 August 1983. On 15 August 1983, a medical officer diagnosed you with an allergic reaction to wool exposure. On 12 September 1983, you were notified of the initiation of administrative separation proceedings by reason of allergic reaction to wool, at which point, you elected to waive all your procedural rights. On 19 September 1983, your commanding officer recommended an entry level separation (ELS) characterization of service by reason of allergic reaction to wool. On 28 September 1983, the discharge authority approved and ordered an ELS discharge by reason of allergic reaction to wool. On 7 October 1983, you were discharged.

The Board carefully considered all potentially mitigating factors to determine whether the interests of justice warrant relief in your case in accordance with the Wilkie Memo. These included, but were not limited to, your contention that you were informed by the VA about the option to request a discharge upgrade. Based upon this review, the Board concluded these

potentially mitigating factors were insufficient to warrant relief. Specifically, the Board noted you were evaluated by a medical officer and recommended for administrative separation proceedings as a result of that evaluation. The Board found no error or injustice in your record, and determined based on the record, you were issued the appropriate discharge characterization. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

You are entitled to have the Board reconsider its decision upon the 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,

11/3/2021

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Executive Director
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