



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

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Docket No. 33-22
Ref: Signature Date

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 20 January 2022. 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.

A review of your record shows that you entered active duty with the Navy in July 2010 and served until your release from active duty on 28 August 2015 and placement on the Temporary Disability Retirement List (TDRL). Upon your release from active duty, you were issued a DD Form 214 that reflects your placement on the TDRL. In 2019, the Department of Veterans Affairs certified you are rated a combined 100%

The Board carefully considered your arguments that you deserve a change to your DD Form 214 to reflect your placement on the Permanent Disability Retirement List (PDRL). You argue that you were denied an identification card based on your existing DD Form 214 since it doesn't reflect your placement on the PDRL. Unfortunately, the Board disagreed with your rationale for relief.

BUPERSINST 1900.8E lists members who are removed from the TDRL as ineligible personnel for issuance of a DD Form 214. The Board determined that the reason you were issued a DD Form 214 in 2003 was to document your period of active duty and why you were released from active duty. Since your time on the TDRL does not meet the requirements of BUPERSINST 1900.8E for the issuance of a new DD Form 214, the Board concluded that the issuance of a new

DD Form 214 was not required. Additionally, the Board considered whether a new DD Form 214 should be issued as a matter of injustice and, similarly, determined one was not required since you have alternative means to document your current disability status with the Navy. Accordingly, the Board found insufficient evidence of error or injustice to warrant a change to your record.

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,

1/22/2022

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Deputy Director

Signed by:

A black rectangular redaction box covering the name of the Deputy Director.