



recommendations for corrective action, where to seek assistance, the consequences for failing to take corrective action, and it afforded you the opportunity to submit a rebuttal. Moreover, your CO signed the entry and determined that your misconduct was a matter forming an essential and permanent part of your military record, as it was his/her right to do.

In reviewing your arguments, the Board determined it is immaterial whether or not you are no longer with the unit as the Page 11 6105 remains part of your permanent record once issued. Further, the Board was not persuaded by your contention that it should be removed as a matter of injustice since it is inhibiting your promotion and growth since there was no evidence presented that the counseling was issued in error. Finally, you omitted any evidence, beyond your statement, that the Page 11 6105 was given with personal bias towards you. The Board thus concluded that insufficient evidence of error or injustice exists to grant your request for relief.

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,

6/1/2022

