



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

█
Docket No: 1606-22
Ref: Signature Date



Dear Petitioner:

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 28 March 2022. 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).

On 19 April 1968, you enlisted in the Navy and signed an enlistment contract with name █, and social security number (SSN): █. On the same date, you began a period of active duty service. On 9 January 1970, you were honorably discharged from service, at which point, you received and signed an Armed Forces of the United States Report of Transfer or Discharge (DD Form 214) reflecting your name as █, and SSN: █. On 30 October 2000, you received a certified copy of your birth certificate from the State of Alabama Registrar of Health Statistics reflecting your name as █. On 12 July 2009, you received a SSN card reflecting your name as █, SSN: █. On 24 January 2020, the Navy Personnel Command denied your request for a correction to your SSN on your DD Form 214.

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 your first name and SSN on his DD Form 214 is incorrect. Based upon this review, the Board concluded these potentially mitigating factors were insufficient to warrant relief. In making this finding, the Board noted you did not submit a letter from the Social Security Administration stating the date that the SSN was issued and how long the number has been assigned to you. Therefore, based on the multiple documents in your military record in which you verified your listed SSN, the Board concluded it lacked sufficient evidence to determine whether an error exists in your record. 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,

4/12/2022

