



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. 2997-22
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.

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 case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 9 August 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. In addition, the Board considered the advisory opinion by the Navy Department Board of Decorations and Medals (NDBDM) of 24 June 2022, which was previously provided to you. You were afforded an opportunity to submit a rebuttal, but did not do so.

On 14 December 2007 you were awarded the Navy and Marine Corps Commendation Medal with combat "V" for the heroic achievement for the period of 29 October 2006 to 14 April 2007. On 6 December 2008 you were awarded The Bronze Star Medal for exceptionally meritorious service for the period of 18 May 2008 to 21 November 2008. On 30 June 2017 you were honorably transferred to the Fleet Reserve upon having sufficient service for retirement.

You requested that BCNR review and make a determination on extraordinary heroism for your Bronze Star and Navy and Marine Corps Commendation Medal w/V. Upon careful review and consideration of all of the evidence of record, the Board found insufficient evidence of an error or injustice to warrant relief. In this connection, the Board substantially concurred with the comments in the advisory opinion by NDBDM.

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,

8/24/2022

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