

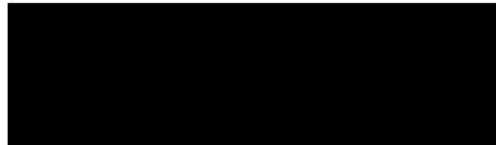


that the report contained inaccurate information, however, the specific inaccuracies you rely upon as the basis to remove the fitness report are not addressed in the contested fitness report. Similarly, regarding your assertion that “pending legal matters” are wrongfully referenced in the fitness report, the Board noted your Board of Inquiry is also not referenced in the contested report. Based on these factors, the Board thus concluded that your request to remove the fitness report in question lacks sufficient evidence of error or injustice. 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 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,

7/19/2022

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Signed by:

A black rectangular redaction box covering the name of the signatory.