



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: 4189-22

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.

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 26 September 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, an advisory opinion (AO) provided by Navy Personnel Command (PERS-312) dated 2 August 2022, and applicable statutes, regulations, and policies. Although you were provided an opportunity to comment on the AO, you chose not to do so.

You enlisted in the Navy and began a period of active service on 1 October 1953. On 19 September 1957, you were honorably discharged from active duty and transferred to the Naval Reserves. On 30 September 1961, you were honorably discharged from the Naval Reserves.

The Board carefully weighed all of the factors you presented to support your request to be awarded the Korean Service Medal and the Korean Defense Service Medal. You assert that you served in the Korean combat area during qualifying periods.

Based upon this review, the Board concluded insufficient evidence exists to grant you the Korean Service Medal or Korean Defense Service Medal. In making this finding, the Board concurred with the AO that determined you were not entitled to either medal since you did not participate in Korean combat operations or serve in the Korean Area of Eligibility for the required number of days. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

Regarding your request for a Good Conduct Medal, the Board noted in the AO that it was determined that you met eligibility to be issued the medal and a correction to your DD Form 214 was scheduled to be issued. Therefore, the Board concluded that particular issue was moot and did not take any further action. The Board noted your honorable and faithful service in the Navy and offered its appreciation for your service to this nation.

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,

10/7/2022

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Executive Director

Signed by: █