



The Board noted that the FY 2020 Staff Sergeant Selection Board convened on 21 July 2020 and, while you were aware of the errors in your record, you failed to take any action to correct them until after the board adjourned. Additionally, the Board noted that the decision to forward a request for remedial consideration to the ERSB is made based upon the merits of the individual request and the timeliness of submission. Your request for an ERSB was submitted on 19 January 2022, more than 18 months after the FY 2020 Board convened. Based on these factors, the Board concluded there was insufficient evidence of an error or injustice that warrants your request for back date of promotion or remedial consideration for the FY 2020 Staff Sergeant Selection Board. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. 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,

10/18/2022

