



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

██████████
Docket No. 5332-22
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.

A three-member panel of the Board, sitting in executive session, considered your application on 27 October 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 also considered the advisory opinion by Chief of Naval Personnel memorandum 7220 Ser N130C6/22U1220 of 5 August 2022, which was previously provided to you. You were afforded an opportunity to submit a rebuttal, but did not do so.

You requested remission of debt for Career Enlisted Flyer Incentive Pay (CEFIP) in the amount of \$6,000. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded that in accordance with Bureau of Naval Personnel Instruction 1326.4E, the proper procedures were followed to stop your entitlement to CEFIP from 1 April 2021 through 31 January 2022 as a result of you being in a not physically qualified (NPQ) status for in the previous 12 months. A review of your record indicates you were found NPQ for duty involving flying on 29 March 2020 and subsequently your waiver request was disapproved on 4 June 2020. The Board noted the untimely notification of the debt but substantially concurred with the comments contained in the advisory opinion that administrative errors resulting in overpayment to a member does not justify remittance.

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,

11/9/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]