

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

> Docket No. 6194-22 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.

A three-member panel of the Board, sitting in executive session, considered your application on 26 January 2023. 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 contained in Bureau of Medicine and Surgery (BUMED), 27 October 2022 and your response to the opinion.

You requested to receive the \$25,000 Retention Bonus (RB) for the Health Professions Officer specialty of Endocrinology (Subspecialty CAT IV) effective 1 July 2021 to 1 July 2022 per the Fiscal Year (FY) 2021 Navy Active Component (AC) Medical Corps (MC) Special Pay Guidance. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board determined that the General Internal Medicine specialty was not eligible to request termination and renegotiation of an existing RB agreement to enter into a new RB agreement per the FY 2021, FY 2022, and FY 2023 Navy AC MC Special Pay Guidance. The Board considered that you received incorrect counseling from BUMED regarding the ability to terminate your FY 2021 Endocrinology RB and renegotiate for the FY 2022 General Internal Medicine RB. However, in light of the incorrect counseling, BUMED provided you with options to mitigate the circumstance, you chose to void the FY 2021 Endocrinology RB agreement and enter into a FY 2022 General Internal Medicine agreement, thereby foregoing the \$25,000 you are requesting. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

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,

2	2/3/2023
Deputy Director	
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Signed by	