



The Board, however, substantially concurred with the AO that the contested Fitrep was valid at the time of issuance, absent official documentation of the CO being relieved of command or assumption of RS authority by the ISIC. In reviewing the evidence you submitted, the Board could not ascertain whether or not the CO was authorized to submit the Fitrep. Therefore, the Board applied the presumption of regularity after determining that you did not provide sufficient evidence to overcome the presumption that the CO was authorized to issue the Fitrep. The Board thus concluded that your request is lacking in sufficient evidence of material error, substantive inaccuracy, or injustice warranting removal of the contested Fitrep from your official military personnel file. 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,

11/17/2022

A large black rectangular redaction box covering the signature area.

Executive Director

Signed by: 