

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

> Docket No. 7751-22 Ref: Siganture 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 5 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 also considered the advisory opinion by Navy Personnel Command memorandum 1070 PERS-312/SA of 24 October 2022, which was previously provided to you. You were afforded an opportunity to submit a rebuttal, but did not do so.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested to change your Home of Record (HOR) from **Sector**. The Board, in its review of relevant portions of your naval record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded you did not meet the eligibility criteria to change your HOR per the Joint Travel Regulation. Specifically, a member may only change the HOR if a break in service exceeds one full day (more than 24 hours). A review of your record indicates your DD Form 4, Enlistment / Reenlistment Document signed 4 May 2015 and NAVPERS 1070/74, Report of Home of Record and Place from Which Ordered to Active Duty signed on 20 July 2015 both reflect your HOR as

ineligible to change your HOR. The Board noted your record correctly reflects as your HOR. 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.

1

Sincerely,	
	1/17/2023
Deputy Director	