



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

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Docket No. 122-23
Ref: Signature Date

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Dear Petitioner:

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 23 February 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, as well as the 12 January 2023 Advisory Opinion (AO) provided by the Navy Personnel Command (PERS-32). The AO was provided to you on 19 January 2023, and although you were given an opportunity to submit a rebuttal, you chose not to do so.

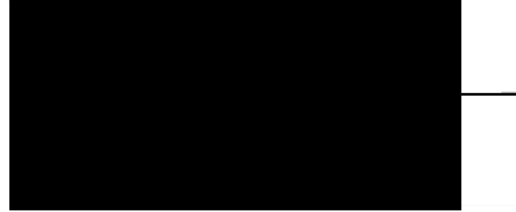
The Board carefully considered your request to remove the Evaluation Report & Counseling Record (EVAL) for the reporting period 24 December 2021 to 15 March 2022 from your Official Military Personnel File and Performance Evaluation Continuity Report. You contend you were not officially gained onboard the command until 21 June 2022 but block 9 of the EVAL reflects you reported 14 February 2022.

The Board, however, substantially concurred with the AO. Specifically, the Board noted your History of Assignments reflects you reported onboard the █ on 14 February 2022. On 15 March 2022, you were issued the EVAL for the reporting period 24 December 2021 to 15 March 2022 for "continuity purposes only" because you had been onboard for less than 90 days, which included your TEMADD/TT time of 24 December 2021 to 13 February 2022 listed in block 28 of the EVAL. The Board concluded there is insufficient evidence of material error or injustice warranting your requested 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,

3/29/2023

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