



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. 160-23
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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 19 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.

You requested promotion to Aviation Structural Mechanic First Class (AMS1)/E-6 with retroactive pay from 30 November 1994. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. Upon review of your record, the Board could not find, nor did you provide evidence of advancement to AMS1/E-6 prior to your transfer to the Fleet Reserve on 30 November 1994. However, your record does reflect the authorization message for your transfer to the Fleet Reserve, which refers to you as Aviation Structural Mechanic Second Class (AMS2)/E-5 and there is no direction on advancing you to AMS1/E-6 at the time of retirement. Moreover, you signed DD Form 214, Certificate of Release or Discharge from Active Duty dated 30 November 1994 that indicates you were a AMS2/E-5 at the time of transfer to the Fleet Reserve.

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, _____
1/24/2023

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Deputy Director

Signed by: █