



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

█  
Docket No. 1249-23  
Ref: Signature Date



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.

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 application on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 13 March 2023. The names and votes of the panel members 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 the 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.

You enlisted in the Navy and began a period of active duty on 25 October 1950. On 19 August 1954, you were honorably discharged from the Navy by reason of expiration of enlistment. During this period of active duty, you were awarded an Air Medal and gold star (in lieu of a second Air Medal). Your record also shows that you were on flight orders while attached to Patrol Squadron 19 in 1954, but no indication those orders were in support of operations in █. On 28 October 1954, you enlisted in the Naval Reserves and began a period of active duty. On 27 October 1958, you were honorably discharged from the Naval Reserves by reason of expiration of enlistment.

The Board carefully weighed all of the factors you presented to support your request to be awarded a second Gold Star Air Medal. You contend that your Report of Separation from the Armed Forces of the United States (DD Form 214) does not mention your service in █ with Patrol Squadron 19 from February 1954 to August 1954. Further, you contend that during such period of time you flew numerous combat missions, which should make you eligible to receive a second Gold Star Air Medal. The Board noted your honorable and faithful service in the Navy,

unfortunately, upon review of your record and applicable regulations, determined you are not entitled to the aforementioned award. Ultimately, the Board was unable to substantiate your contention that you flew in support of operations in █ to qualify for a second gold start in lieu of a third Air Medal. 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,

4/4/2023

