



**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. 1291-23  
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.

A three-member panel of the Board, sitting in executive session, considered your application on 15 June 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 in Branch Head, Officer Accessions and Promotions Branch 5420 PERS-806 of 20 April 2023, which was previously provided to you. You were afforded an opportunity to submit a rebuttal, but did not do so.

In accordance with DoDI 1310.2, published on 26 March 2015, the Secretary of Defense (SecDef) will make all Regular and Reserve appointments of individuals, enlisted members, and officers in or to the grades identified in paragraphs 1b(1) and 1b(2) of this enclosure based on Presidential delegations in accordance with Executive Orders 12396, 13358, 13384, and 13598 (References (f), (g), (h), and (i)). This delegated authority of the SecDef may not be further delegated. (1) Individuals, enlisted members, and officers being appointed in or to the grades of warrant officer, W-1, through captain in the Regular Army, Air Force, and Marine Corps or in or to the grades of warrant officer, W-1, through lieutenant in the Regular Navy.

Scroll. A document used by the White House and the DoD Components that lists the names of individuals, enlisted members, and officers for appointment or nomination.

SecDef Scrolls. The Military Department will submit the original scroll for OEPM and one copy of the scroll for CAB. Pending return of the original signed scroll, the Military Departments may use the e-mail notification forwarded by OEPM as the authority to process and tender appointments.

You were discharged with an honorable character of service and were issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 19 August 2009 to 18 September 2022 in order to accept commission or warrant in same branch of service.

On 19 September 2022, you signed an Officer Appointment and Oath of Office (NAVPERS 1000/4) in the active U.S. Navy as a Lieutenant Junior Grade (LTJG) with a Permanent grade date/Present grade date of 8 June 2022 and a designator code of 2300 (Staff Corps Officer billet requiring Medical Service (Health Care Administration, Medical Allied Science, Optometry, Pharmacy, or Medical Specialist) specialty.

On 26 September 2022, Naval Medical leader and Professional Development Command notified you via email that the Scroll was signed and they were ready to commission you. You may choose 19 September 2022 as your date for commissioning or any day after. Keep in mind that when signing dates they must reflect the date on the certificate. Just for your information, your date of rank will be 8 June 2022.

You requested that your NAVPERS 1000/4 effective date be changed from 19 September 2022 to 8 June 2022; the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You asserted that your commissioning date was backdated to 8 June 2022, however, back pay was never granted. The Board concluded that your commissioning date was not backdated to 8 June 2022. You were notified on 26 September 2022 that the Secretary of Defense had approved your appointment into the grade of LTJG and the date of rank of 8 June 2022. You were permitted to choose 19 September 2022 as your commissioning date, which you did. In accordance with DoDI 1310.2, the SecDef will make all Regular and Reserve appointments of individuals, enlisted members, and officers in or to the grades of warrant officer, W-1, through lieutenant in the Regular Navy and that authority may not be further delegated. 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.

Sincerely,

6/21/2023

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