

DEPARTMENT OF THE NAVY

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

> Docket No. 2604-23 Ref: Signature Date

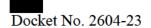
Dear ,

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 31 October 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 to be issued a DD Form 214, Certificate of Release or Discharge from Active Duty to reflect your active duty service. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded that in accordance with Bureau of Naval Personnel Instruction 1900.8A, you did not meet the criteria to be issued a DD Form 214. Specifically, the policy indicates a DD Form 214 will be prepared for personnel being separated from a period of active duty for training, full-time training duty, or active duty for special works when the period of service was 90 days or more. Additionally, Secretary of the Navy Instruction 1650.1H specifies effective 8 October 1991, the President of the United States expanded criteria to include all members of the National Guard and Reserve who were part of the Selected Reserve in good standing during the periods 2 August 1990 to 30 November 1995, and from 11 September 2001 to date are eligible for the National Defense Service Medal (NDSM).

A review of your record reflects you attended the Basic Reserve Intelligence Training program in an inactive status, over a 13-month period from 27 April 2000 to 6 May 2001 and signed a Detachment of Individual evaluation indicating you had not completed Annual Training (AT)/Active Duty for Training (ADT) during this period. On 11 September 2001 you were



awarded the NDSM. You executed AT orders to the Advanced Paygrade (APG) School, from 2 November 2001 to 17 November 2001, however this period did not warrant the issuance of a DD Form 214. Your Periodic evaluation for the period of 7 May 2001 to 15 June 2002 outlined your attendance at APG School. Subsequently, you were discharged on 2 July 2004 for failure to maintain satisfactory drill requirements.

The Board could not find, nor did you provide sufficient evidence to reflect active duty service that justified issuance of a DD Form 214. Moreover, the Board noted the awarding of the NDSM and issuance of the Reserve Production Center , Joint Intelligence Center Pacific is not adequate proof of being on active duty. Therefore, the Board agreed a change to your record is not warranted.

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.

