



certified mail on 4 October 2004. The aforementioned notification provided you with information on the RCSBP, an election certificate, and direction on making an election within 90 days of receiving the letter. Navy Personnel Command (PERS-912) did not receive an RCSBP election certificate from you within 90 days of you receiving the Notification of Eligibility, resulting in your automatic enrollment in Option C (Immediate Annuity) RCSBP coverage. On 1 January 2005, you transferred to the retired reserve without pay and thereafter, transferred to the retired reserve with pay effective 23 August 2021. Upon transferring to the retired reserve with pay, your coverage changed from RCSBP to SBP coverage, and premium deductions began for both coverages in accordance with the abovementioned policy. However, you discontinued SBP participation via the open enrollment season and SBP premium deductions stopped on 1 March 2023. The Board noted, that you received RCSBP coverage from the time of automatic enrollment through 22 August 2021 and your beneficiary would have received an annuity if something happened to you during this time, therefore relief 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.

Sincerely,

10/5/2023

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Deputy Director

Signed by: ■