



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. 5768-23
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 10 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. In addition, the Board considered the advisory opinion by the Office of the Chief of Naval Operations N132C of 23 August 2023, which was previously provided to you for comment.

You requested an exception to policy in regard to the time restraint for reinstatement of rank in accordance with Navy Administrative (NAVADMIN) message 042/23. 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 you failed your Physical Fitness Assessment (PFA) Cycle 2-2019. In March 2022, you participated in and was selected for advancement to Hospital Corpsman Third Class from the Cycle 255 Navy Wide Advancement Examination (NWAE). Conversely, on 26 May 2022, you failed your PFA for Cycle 1-2022. In accordance with Chief of Naval Operations Instruction 6110.1J, your command submitted a withdrawal (permanent action) of advancement to Naval Educational Training Professional Development Center due to your two PFA failures. Additionally, you did not participate in a PFA to correct your deficiencies prior to the Cycle 255 NWAE limiting date of 31 December 2022. NAVADMIN 042/23 was released on 16 February 2023 and authorized a one-time reset of all PFA failures, however this message was released after the limiting date for Cycle 255, thereby not applicable to you. On 5 July 2023, your command submitted an exception to policy after the Cycle 255 NWAE limiting date plus 6 months as outlined in Bureau of Naval Personnel

Instruction 1430.16G. In this connection, the Board substantially concurred with the comments contained in the advisory opinion and determined 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.

Sincerely,

10/17/2023

