

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 10863-23 Ref: Signature Date

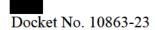
Dear

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 16 January 2024. 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 correct your rank to Hospital Corpsman Third Class (HM3)/E-4 and add Navy and Marine Corps Achievement Medal to your Certificate of Release or Discharge from Active Duty (DD Form 214). 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 were frocked to HM3/E-4 on 24 June 2022 but was not entitled to the increased pay and allowances until your actual date of advancement. Your effective date of advancement to HM3/E-4 would have been 16 December 2022, which was after your 10 September 2022 release from active duty and transfer to the Individual Ready Reserve. Therefore, your rank of HN/E-3 reflects the proper rank at the time your DD Form 214 was issued in accordance with Bureau of Naval Personnel Instruction 1900.8E. However, per Bureau of Naval Personnel Instruction 1430.16G you may request an advancement determination from Navy Personnel Command (PERS-803) upon return to active duty or affiliation in a drilling status.

Regarding adding the Navy and Marine Corps Achievement Medal to your DD Form 214, the Board may only correct service records based on errors or injustices and may do so only after other avenues of administrative relief have been exhausted. For assistance with the



aforementioned, you may contact My Navy Career Center (PERS-313) via phone at (833) 330-6622 or email: askmncc@navy.mil.

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.

