



permanent condition that would have prevented you from performing your duties as a Marine after a period of rehabilitation to heal your fracture. Further, the Board felt you made a rational and informed decision to waive a possible medical board based on your 21 March 2007 statement explaining your reasons for accepting an administrative separation. Finally, the Board concluded that your narrative reason for separation would not prevent you from receiving VA benefits if you suffer from a service connected disability resulting from your heel injury and your potential eligibility for VA benefits was an insufficient basis for changing your military record. Accordingly, the Board was unable to find an error or injustice warranting a correction to your record and denied your application.

It is regretted that the circumstances of your case are such that favorable action cannot be taken at this time. You are entitled to have the Board reconsider its decision upon the submission of new and material evidence. New evidence is evidence not previously 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,

A large black rectangular redaction box covering the signature of the Executive Director.

Executive Director