



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. 8473-23
Ref: Signature Date

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Dear Petitioner:

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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your application on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 3 June 2024. The names and votes of the panel members 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 the 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, applicable statutes, regulations, and policies, and an advisory opinion (AO) provided by the Navy Department Board of Decorations and Medals (NDBDM), dated 16 April 2024. Although you were provided an opportunity to respond to the AO, you chose not to do so.

You enlisted in the Naval Reserves and began a period of active duty on 28 September 1956. During your period of service, you served onboard █ from 7 December 1956 through 9 September 1958. On 24 September 1958, you were discharged with an Honorable characterization of service by reason of expiration of term of obligated service.

The Board carefully considered all potentially mitigating factors to determine whether the interests of justice warrant relief in your case. These included, but were not limited to, your desire for you to be awarded the Armed Forces Expeditionary Medal (AFEM) and contention that you are entitled to the AFEM for service in █ during 1958.

After thorough review, the Board concluded these potentially mitigating factors were insufficient to warrant relief. The Board concurred with the AO that there is no evidence in your record indicating that you served in any ship or operational unit during the 1958 Lebanon crisis, or

during any other operation for which the AFEM was authorized. Specifically, the Board agreed that █ did not qualify for the AFEM during your service. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

The Board thanks you for your Honorable and faithful service in the Navy.

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,

6/24/2024

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