



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

██████████
Docket No. 9238-23
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 4 April 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. In addition, the Board considered the advisory opinion contained in the Officer of the Chief of Naval Operations memorandum 7220 Ser N130/23U1450 of 28 December 2023, which was previously provided to you for comment.

You requested retroactive Board Certification Pay (BCP) for the period of 4 December 2020 to 30 September 2023. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that the corresponding Fiscal Year (FY) Medical Department Special Pays Administrative Information provides guidance for the submission of retroactive requests. Specifically, these policies stated the only acceptable justification for a retroactive request is when there is verifiable documentation a member submitted a request via email to the command admin office, or to the member's chain of command, and the command failed to process the request, or when waiting on higher headquarters decision, such as the officer submitted for an age waiver, or retired retained, and had to wait on Navy Personnel Command approval. No other unsupported retroactive requests for an effective date prior to the current FY will be approved.

A review of your record reflects you received a Bachelor of Science from ██████████ on 19 May 2001, and earned a Doctor of Medicine from the ██████████ on 13 May 2007. You accepted your commission on 14 May 2007, and entered active duty on 19 May 2007. On

18 June 2019 you were awarded an Initial Medical License by the [REDACTED] [REDACTED] an expiration date of 31 December 2024. Thereafter, you were approved by the Board of the American Board of Medical Specialties in General Orthopedics from 4 December 2020 through 31 December 2030 and Sports Subspecialty from 3 August 2021 through 31 December 2030. On 3 August 2021, you detached [REDACTED] [REDACTED] and reported to [REDACTED] for duty until 13 June 2022, at which time you transferred to your current assignment at [REDACTED] [REDACTED]. On 16 January 2024, your BCP was processed with an effective date of 1 October 2023. The Board found your request for correction to receive retroactive BCP untimely, therefore in this connection, substantially concurred with the comments contained in the advisory opinion and determined that 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,

4/17/2024

[REDACTED]