



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

█  
Docket No. 458-24  
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 21 March 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 Navy Personnel Command memorandum 1430 PERS 8031/58 of 23 January 2024, which was previously provided to you for comment.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested “the board complete an EVAL comparison back dated to promotion cycle 250. I was eligible for E4 but a worksheet was never created.” 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 the January 2021 (Cycle 250) was for the E-7 Navy Wide Advancement Exam. An email was sent to you on 30 January 2024 requesting clarification of your request. Because you did not respond, the Board was unable to determine which cycle you were referring to. However, a review of your record reflects that you were advanced to Electronics Technician, Nuclear Power Third Class(ETN3)/E-4 upon completion of Class “A” School effective 16 February 2020. Thereafter, you received non-judicial punishment for violation of Articles 92 and 134 and awarded reduction in rank to ETNSN/E-3 on 15 April 2022.



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Prior to detaching the United States Naval Academy, Naval Academy Preparatory School, your rank was restored to ETN3/E-4 effective 15 October 2022. Therefore, the Board determined that it appears a change to your record is no longer required.

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,

4/6/2024

