



retirement. Thereafter, DFAS received your DD Form 2656, Data for Payment of Retired Personnel form with your election to decline participation in SBP but member certification, witness, spousal concurrence, and notary dates were all dated for 6 September 2023, after your retired pay became payable. Therefore, DFAS could not honor your request to decline participation.

The Board determined there was no evidence provided, to overcome the burden of regularity, to show you submitted your DD Form 2656, Data for Payment of Retired Personnel to your separating agency prior to your retired pay becoming payable, and that the administration department failed to forward your form to DFAS. Therefore, the Board determined a change to your record is not warranted but noted that you are eligible to discontinue SBP coverage within 25 to 36 months after receiving retire pay effective 1 September 2023.

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,

9/19/2024

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Deputy Director

Signed by: ■