



A review of your record reflects you accepted a Reserve commission on 11 May 2015 to participate in the Armed Forces Health Professionals Scholarship Program. On 20 May 2019, you accepted a regular commission and entered active duty on 1 June 2019. Due to your eligibility to elect to opt-in to the BRS, the Service opened your BRS election window on 25 June 2019. You completed The Uniformed Services BRS: Your Retirement System training on 5 July 2019 prior to your last day eligible to elect BRS on 30 July 2019. Because you failed to make an election to enroll in the BRS during the aforementioned period, you remained grandfathered under the legacy retirement system. Your request to resign your commission was approved and you were issued BUPERS Order: 3553 (Official Separation Orders) on 21 December 2023 to resign effective no later than 30 June 2024.

The Board could not find, nor did you provide evidence of receiving improper counseling or system constraints that prevented you from enrolling in the BRS within your election window. The Board found your request for correction to enroll in BRS was untimely. Moreover, the Board determined that you received adequate training and references available to you to make an informed decision to enroll in the BRS during your election window of 25 June 2019 to 30 July 2019. In this connection, the Board substantially concurred with the comments contained in the advisory opinion 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,

3/29/2024

