

DEPARTMENT OF THE NAVY

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

> Docket No. 1387-24 Ref: Signature Date



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 8 May 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, and applicable statutes, regulations, and policies. The Board also considered an advisory opinion (AO) furnished by Navy Personnel Command (NPC) (PERS 312/SA) letter dated 12 March 2024, which was previously provided to you. Although you were afforded an opportunity to submit an AO rebuttal, you chose not to do so.

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 enlisted in the Navy and began a period of active duty on 2 March 2004. On 1 March 2009, you were discharged from the Navy with an Honorable (HON) characterization of service.

In your current application, you request to be awarded the Global War on Terrorism Expeditionary Medal (GWOT-EM). The Board considered your contention that you were deployed overseas in direct service to the War on Terror and documentation of your service was

not properly done at the shipboard level or squadron level, and has negatively impacted your service record. For purposes of equity consideration, the Board considered the supporting documentation you provided in support of your application.

As part of the Board's review, the Board considered the AO provided by NPC PERS 312/SA. The AO stated in pertinent part:

A complete review of Subject Named Member's (SNM) Official Military Personnel File (OMPF), Navy Department Awards Web Service (NDAWS), Navy Standard Integrated Personnel System (NSIPS) and the document provided was conducted. The review failed to reveal any evidence SNM earned the GWOT-EM.

After a detailed review of your record, the Board determined that your official military personnel file (OMPF) does not provide the necessary evidence to substantiate your request for the GWOT-EM Medal. In making this finding, the Board substantially concurred with the review conducted by NPC PERS 312/SA that documented the lack of supporting evidence in your record to grant your request. Similarly, while the Board considered the evaluations you provided in support of your application, it found insufficient evidence you served in support of OEF/OIF. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

The Board appreciates your faithful and Honorable service to this country.

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.

