

DEPARTMENT OF THE NAVY

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

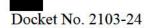
> Docket No. 2103-24 Ref: Signature Date

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 29 October 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 Commander, Navy Personnel Command (NPC) memorandum 1900 PERS-312/SA of 9 October 2024 and NPC memorandum 1900 PERS-312/SA of 16 April 2024, which were previously provided to you for comment.

You requested to add your deployment, Foreign Service, advancement and awards to your Certificate of Release or Discharge from Active Duty (DD Form 214). The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. On 16 April 2024, NPC issued you a DD Form 215, Correction of DD Form 214 amending Block 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized) by adding Meritorious Unit Commendation, National Defense Service Medal, Afghanistan Campaign Medal, Global War on Terrorism Service Medal, Sea Service Deployment Ribbon, NATO-International Security Assistance Force, Navy Rifle Marksman, and Navy Pistol Sharpshooter to your DD Form 214 ending 12 August 2009. If you have additional questions regarding the issuance of the DD Form 215, you may contact the MyNavy Career Center at 833-330-6622 or via email at askmncc.fct@navy.mil.



The Board concluded that you did not meet the criteria for your DD Form 214 to be updated regarding deployment, Foreign Service or advancement to Steelworker Second Class (SW2)/E-5. Specifically, in accordance with Bureau of Naval Personnel Instruction 1900.8C, Foreign Service was entered on the DD Form 214 for service performed outside the continental United States, except while on deployment. Additionally, deployment into the theater of operation is only entered in block 18 of the DD Form 214 when a servicemember is ordered to active duty in time of National emergency or war. Lastly, the DD Form 214 is only issued for matters pertaining to active duty service.

A review of your record reflects you enlisted on 17 May 2007 for 8 years under the National Call to Service Program (NCSP). Upon enlisting in the NCSP, you agreed to complete 15 months of active duty following completion of your initial entry training, 2 years of service in the Selected Reserve (SELRES), followed by remainder of your military service obligation on active duty, SELRES, Individual Ready Reserve, or combination of the aforementioned. You entered active duty on 13 November 2007 and reported to

on 2 May 2008 for duty. On 18 December 2008, you advanced to Steelworker Third Class (SW3)/E-4. While assigned to you were issued a Periodic evaluation for the period of 18 December 2008 to 15 June 2009 indicating you were a "Crew member for Forward Operating Base Salereno, Afghanistan." On 12 August 2009, you were released from active duty and transferred to the Navy Reserve in a SELRES status. Thereafter, while a member of the SELRES you advanced to SW2/E-5 effective 16 November 2012, followed by your discharge from the Navy Reserve on 16 May 2015.

The Board determined a change to your record is not warranted because you deployed while completing your active duty obligation and assigned to NMCB SEVEN, thereby ineligible for deployment and Foreign Service to be annotated on your DD Form 214 in accordance with the abovementioned policy. Furthermore, your advancement to SW2/E-5 occurred after your release from *active duty*.

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.

