



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

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Docket No. 3416-24
Ref: Signature Date

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Dear Petitioner:

This is in reference to your application for correction of your uncle's 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 17 June 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. In addition, the Board considered an advisory opinion (AO) provided by the Navy █
█ dated 18 April 2024. Although you were provided an opportunity to respond to the AO, you chose not to do so.

Your enlisted in the Navy and began a period of active duty on 13 August 2019. On 3 June 2022, you were honorably discharged by reason of acceptance of commission or warrant in the same branch of service. You are currently on active duty as a Lieutenant Junior Grade.

The Board carefully weighed all factors in your case, including your desire to be awarded the Humanitarian Service Medal (HSM). The Board considered your assertions that you served as a hospital corpsman treating COVID-19 patients while stationed at █
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After thorough review, the Board concluded these factors and assertions were not sufficient to warrant a change to your record. In making its finding, the Board concurred with the AO. As explained in the AO, there is no evidence you commanding officer took the necessary steps to document you were individually qualified for the HSM. Therefore, absent substantial evidence to the contrary, the Board determined the presumption of regularity in your case and concluded you are not entitled to the HSM. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

The Board recommends you contact your former commanding officer to request that your eligibility for the HSM be initiated or that you provide additional evidence in support of your application to overcome the presumption of regularity in your case.

The Board thanks you for your continuous and faithful service in the Navy.

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,

7/2/2024

