



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. 6022-24
Ref: Signature Date

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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.

A three-member panel of the Board, sitting in executive session, considered your application on 24 September 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, as well as the 26 August 2024 advisory opinion (AO) provided by the Navy Personnel Command (PERS-313).

The Board carefully considered your request to remove the Navy Standard Integrated Personnel System (NSIPS) Good Conduct Medal entry "CO's NJP RESTART." The Board considered your contention that no record of non-judicial punishment (NJP) exists in your official record; therefore, the entry is unsubstantiated and erroneously verified. You claim the error and injustice directly affects promotion board record reviews and hinders promotion eligibility.

After a review of your official record, the Board found no evidence of a Court Memorandum or reference to NJP. The Board, however, determined that the lack a Court Memorandum constitutes an administrative error. Standing alone, the lack of documentation in your record is not sufficient to invalidate the contested NSIPS entry. The Board noted that your application omitted correspondence from your command in support of your request. Moreover, the Board relies on a presumption of regularity to support the official actions of public officers, in the absence of substantial evidence to the contrary, the Board will presume that they have properly discharged their official duties. The Board found your evidence insufficient to overcome this presumption. The Board thus concluded that there is no probable material error, substantive

inaccuracy, or injustice warranting corrective action. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

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,

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