



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

██████████
Docket No. 8528-24
Ref: Signature Date

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████████████████████

Dear Petitioner:

This is in reference to your application for correction of your husband's, herein after referred to as service member (SM), naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of SM's 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 case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 2 December 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 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.

SM enlisted in the Navy Reserve on 2 May 1956. On 30 July 1957, SM was called to active duty for a period of 24 months and completed this period of service honorably on 25 July 1959. Among SM's discharge documents is a Certificate of Service Armed Forces of the United States (DD-217N) documenting his period of service as "from 30 July 1937 to 25 July 1959."

The Board carefully considered all potentially mitigating factors to determine whether the interests of justice warrant relief in your case. These included, but were not limited to, your desire to correct the DD-217N from "30 July 1937," to accurately reflect "30 July 1957."

After thorough review, the Board concluded your potentially mitigating factors were insufficient to warrant relief. Specifically, the Board acknowledges that you are correct in noting the error regarding the year recorded on the DD-217N. However, a correction cannot be made, as this document is now obsolete. In making this finding, the Board observed that SM's DD Form 214 accurately documents his period of active duty service and can be used in lieu of the DD-217N.

The Board deeply regrets that no further action can be taken and extends its heartfelt condolences to you on the loss of your husband.

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,

1/7/2025

