



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

██████████
Docket No. 10247-24
Ref: Signature Date

████████████████████
██
████████████████████████████████
████████████████████████████
████████████████████████████████

Dear ██████████

This is in reference to your application for correction of your naval record pursuant to Title 10, United States Code, Section 1552.

On 22 August 2024, your initial application, Docket No. 2182-24, was denied due to the length of time since the withdrawal of your promotion recommendation. In your current submission, you have requested the Board reconsider its previous decision to deny your request to waive the statute of limitations and amend your discovery date to 12 June 2024, the date you received final resolution of your Department of Veterans Affairs (VA) claim.

A three-member panel of the Board, sitting in executive session, considered your application on 13 March 2025. The Board determined your personal appearance, with or without counsel, would not materially add to its understanding of the issues involved. In your application, you request the Board reconsider its previous denial and grant the requested relief from your initial submission. Specifically, you request this Board amend your record to reflect your promotion to HM1 no later than April 1987, promotion to HMC on 16 January 1993, and financial compensation.

The Board carefully considered the evidence provided regarding your mental health condition and your contention that your “impaired cognitive functioning,” which has resulted from your severe depressive episodes, “directly relates to the delay” of your application. Specifically, you contend your “demonstrated mental health impairments, coupled with [your] relentless pursuit for VA benefits for the last nearly 30 years, rendered [you] unable [to] focus [your] attention on [your] BCNR application, which is predicated, in part, upon the VA’s recognition of [your] mental health condition.”

The Board, however, again determined your request to waive the statute of limitations should be denied. The Board noted your “impaired cognitive functioning” did not cause delay in your “relentless pursuit for VA benefits for the last nearly 30 years.” The Board further noted the VA determination you sought had no nexus to your requested relief so there was no reason to resolve

the VA-related issue before seeking relief from this Board regarding your promotion. Based on your proven ability to pursue VA benefits, the Board determined it was not unreasonable for you to have simultaneously sought the relief you request regarding your 1987 promotion recommendation withdrawal.

In the absence of sufficient new evidence for reconsideration, the decision of the Board is final, and your only recourse would be to seek relief, at no cost to the Board, from a court of appropriate jurisdiction.

Sincerely, _____

3/24/2025

