



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

██████████
Docket No. 10587-24
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 3 June 2025. 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 Office of the Chief of Naval Operations memorandum 7220 Ser N130C3/25U0061 of 1 May 2025.

On 15 September 2021, you were issued official retirement orders (BUPERS order: ██████████ while stationed in ██████████ with an effective date of departure of March 2022. Furthermore, the following was listed: "Your request to be transferred to the retired list was approved by the Secretary of the Navy effective 01 Apr 2022. On 01 Apr 2022 you will be transferred to the retired list with the grade of CDR and with retired pay of CDR, pursuant to provisions of 10 U.S.C. SEC. 6323."

On 18 February 2022, you submitted a Leave Request/Authorization (NAVCOMPT Form 3065) requesting Separation/Retirement leave for the period of 28 March 2022 to 31 March 2022. Your request was approved by cognizant authority on 22 February 2022.

On 27 March 2022, Navy Standard Integrated Personnel System (NSIPS) (My e-Leave Request(s) listed the following: "Begin Date/Return Date/Days Charged-Reported/Request Status 03/23/2022 to 03/31/2022/4/Approved, 03/23/2022 to 03/26/2022/0/Cancelled, 03/21/2022 to 03/21/2022/0/Cancelled, 03/16/2022 to 03/17/2022/0/Cancelled, 03/14/2022 to 03/14/2022/0/Cancelled, 03/09/2022 to 03/11/2022/0/Cancelled, 03/07/2022 to

03/07/2022/0/Cancelled, 03/07/2022 to 03/31/2022/0/Cancelled, 03/07/2022 to 03/31/2022/0/Cancelled, and 03/02/2022 to 03/02/2022/1/Auto Checked In.

You were retired from active duty with an honorable character of service and were issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 23 October 2001 to 31 March 2022 upon having sufficient service for retirement.

Your Master Military Pay Account (MMPA) shows the following (Leave): "ENTRY-OPEN-DT 220307 08 03 1 ENTRY-CLSD-DT 220420 18 04 2 ACTN 02 DEPART 220307 RTRN 220331 AUTH-NR PA05236 TYPE P ACCT-TYPE 1 DAYS-COUNT 025 AREA 1 ENTRY-OPEN-CLOSD A."

Your Master Military Pay Account (MMPA) shows the following (Days Paid Accrued Leave): "ENTRY-OPEN-DT 220420 18 04 2 ENTRY-CLSD-DT 220420 18 04 2 ACTN V3 NBR-LV-DAYS-PD 21.0 DT-OF-PAYMT 220331 LUMP-SUM 21.0."

Your Master Military Pay Account (MMPA) shows the following (Leave Balance): "ENTRY-OPEN-DT 220420 18 04 2 ENTRY-CLSD-DT 220420 18 04 2 ACTN V2 START 211001 STOP 220331 BF-PRIOR-FY 81.0 ERND-FY 15.0 USED-FY 075 BAL-CM 21.0 NOT-ACRD-FY 0.0 LOST-DAYS-CFY 000 XCS-FY 000 LOST 0.0 SETLMNT 1 EFF-DATE-LAST-TRANS 220331."

Defense Finance and Accounting Service Military Leave and Earnings Statements (LES) for the month of 1-31 March 2022 listed under remarks: 21.0 Days Unused LV PD \$7268.94 (110) Used Leave Balance Adjusted. Current Month Leave Balance Adjusted. Charge Leave 220307-220331 (110).

██████████ MC, USN, DSS (during dates below) notified both you and MILPERS that "I confirm ██████████ [██████████] reported to work or was available for US Navy duties on the following dates 3/8/22, 3/12/22, 3/13/22, 3/15/22, 3/18/22, 3/19/22, 3/20/22, 3/22/22, 3/26/22, 3/27/22."

You requested to receive payment of 10 days of overcharged leave, the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You assert that you were erroneously charged leave for the period of 7 – 31 March 2022. Additionally, you stated you took intermittent days of leave in March, however there are no approved leave chits to validate this. You provided an undated letter signed by Commander, MC, USN (Retired), confirming that you reported to work or were available for Navy duties for the days of 8, 12, 13, 15, 18-20, 22, 26 and 27 March 2022. However, the Board could not validate those dates or find any supporting documentation in your record to show that you worked during the periods asserted. In this connection, the Board disagreed with the comments contained in the aforementioned advisory opinion. Therefore, the Board determined that there is not enough information to validate an error or injustice, therefore a change to your record is not warranted at this time.

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,

6/9/2025

