



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

Docket No. 10970-24
Ref: Signature Date

Dear Petitioner:

This is in reference to your application for correction of your father's naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of his 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 15 January 2025. 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 father's naval record, applicable statutes, regulations, and policies.

Your father enlisted in the U.S. Navy and entered active duty on 21 March 1955. On 28 February 1956, he was convicted by a summary court-martial for assault. Subsequently, he was released from active duty on 31 May 1959 with an Honorable characterization of service.

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 have the Good Conduct Medal (GCM) awarded to your father and your contention that his record supports his eligibility for the award.

After thorough review, the Board concluded these potentially mitigating factors were insufficient to warrant relief. In reviewing your father's record, the Board determined he was ineligible for the GCM due to his SCM conviction and failure to maintain minimum performance and conduct trait marks of 2.0 during his enlistment. Specifically, in addition to the SCM conviction, your father earned a 1.5 conduct and performance trait average on 31 March 1956 and 30 June 1956. Therefore, unfortunately, he does not meet the regulatory requirements for the GCM.

Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

Notwithstanding the Board's decision, it expressed its condolences for your loss and its gratitude for your father's faithful and selfless service to this country.

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,

3/7/2025

