



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

██████████  
Docket No. 11057-24  
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.

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 20 February 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, as well as the 22 January 2025 advisory opinion (AO) furnished by Navy Personnel Command (PERS-41). The AO was considered favorable to your case.

The Board determined that a personal appearance with or without counsel will not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

The Board carefully considered your request to remove the 25 July 2016 Fitness for Surface Warfare Department Head document from your record. The Board considered your contention that the document will be severely prejudicial to any future advancement in your career. You claim your recommendation for Department Head was restored on 10 September 2016, you screened for Department Head and successfully completed two Department Head tours between 2020 and 2023. You also claim that you were given a "Charge of Command".

The Board noted the Deputy, Chief of Naval Personnel (CNP) correspondence approving the Fiscal Year (FY) 2017 Surface Warfare Department Screening Board recommendation that you be removed from the Surface Warfare Department Head Bank. Following a thorough review of

your record, the Deputy CNP found you unfit to service as an afloat Department Head and de-screened you.

Contrary to the PERS-41 AO recommending the approval of your request, the Board determined the contested document is valid and was properly filed in accordance with MILPERSMAN 1070-020. In this regard, the contested document provides record of a decision by the Deputy, CNP and recommendation of the FY 2017 Surface Warfare Department Screening Board. According to MILPERSMAN 1070-020, "various board decisions" will be filed in an officer's Official Military Personnel File. The Board acknowledged your subsequent Department Head selection and accomplishments; the Board however determined that your future accomplishments do not invalidate the proper filing of the Deputy, CNP's decision. Concerning your claim that the document will be severely prejudicial to any future advancement, the Board found no evidence that the document is prejudicial to your future advancement, and you provided none. The Board noted that since the filing of the document in your record, as you pointed out, you successfully screened for Department Head, completed two Department Head tours, received a "Charge of Command," and have been promoted to your current grade. 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,

3/7/2025

