



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

██████████
Docket No. 12388-24
Ref: Signature Date

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Dear Petitioner:

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.

Because your application was submitted with new evidence not previously considered, the Board found it in the interest of justice to review your application. A three-member panel of the Board, sitting in executive session on 22 April 2025, has carefully examined your current request. 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.

You previously applied to this Board for relief and were most recently denied on 22 February 2022. The summary of your service remains substantially unchanged from that addressed in the Board's previous decision.

The Board carefully considered your request to remove the 28 February 2003 non-judicial punishment (NJP) and to restore your Navy Good Conduct Medal. The Board considered your contention you have provided three letters substantiating positive reasons to overturn your NJP and restore your good conduct medal. As new evidence, you provided correspondence from Veteran Administration Clinical Psychologists.

The Board, however, upheld the decisions and determinations by the most recent board; specifically, that your NJP is valid and there is insufficient evidence of a nexus between a mental health condition, your purported symptoms, and the underlying basis for your NJP. The Board carefully considered the new evidence you provided but determined the statements provided by the Clinical Psychologists are anecdotal responses to your inquiry and are not supported by sufficient evidence to invalidate your NJP or the previous Board's decisions. The Board thus

concluded 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,

5/14/2025

