



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

█  
Docket No. 213-25  
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.

A three-member panel of the Board, sitting in executive session, considered your application on 4 March 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.

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 for pay and allowances, administrative corrections (e.g., UIC, FlankSpeed), promotion, and investigation into the information provided on your Navy portal. The Board considered your contention regarding a breach to your Navy portal that led to constant violations of your constitutional rights, officer's oath of office, pay, and commissioning as a Navy chaplain. You also contend there was a misrepresentation of your character. Despite your service record reflecting active duty, you claim you were issued a slip indicating that you were no longer in the military without a clear reason. You also claim you discovered several mitigating circumstances, including delays, mishandling of documentation, and a cyber hack (fraud) of your Navy portal. This situation also included a fraudulent letter sent to your family stating you were absent without leave. Additionally, you have not received a payment since September of last year. During the reporting period, your previous command intentionally prevented you from engaging in activities that could have positively affected your performance evaluation. These restrictions hindered your ability to demonstrate your full potential and achieve

better results. You further contend █ was not your commanding officer during the evaluation period, the correct email was not provided, raising concerns about the objectivity and relevance of the assessment, and the Reporting Senior (RS) did not possess sufficient oversight or knowledge of your performance.

The Board noted the various investigations proceeding your oath of office while assigned to Officer Development School (ODS). Specifically, a Preliminary Inquiry for violating Article 92 and Article 130, Uniform Code of Military Justice for maintaining contact with an accuser after verbal direction to cease all communication and stalking. The Preliminary Inquiry into your failure to develop Officer-Like Qualities and failure to adhere to orders after being informed you would not be continuing training at ODS. The Board also noted the memorandum documenting your failure to report to Behavioral Health and Command Investigation into allegations regarding your conduct with the Homewood Suites housekeeping staff and failure to pay.

Concerning your contention regarding your separation, the Board noted your request for resignation in lieu of court-martial. In your request, you acknowledged that your request was specifically to escape trial by court-martial on the charges alleged. You acknowledged that you were informed and understand that if your resignation in lieu of trial by court martial is accepted, your characterization of service shall ordinarily be under other than honorable conditions (OTH). You were afforded an opportunity to consult with counsel, and did so, evidenced by counsel's signature on the request. You also admitted to being absent without leave on 28 March 2024, traveling to █, where you stayed until returning on 2 April 2024. The Board determined that your resignation request was processed in accordance with SECNAVINST 1920.6D. The Chief of Naval Operations considered your request and recommended your resignation request be approved for the good of the Naval Service with an OTH characterization of service. As the Separation Authority, the Assistant Secretary of the Navy, Manpower and Reserve Affairs approved your request for resignation. Other than you statement, the Board found no evidence to support you claim that you were unaware of the basis for your separation.

Concerning your fitness reports covering the report periods 11 August 2023 to 17 May 2024, the Board determined that your fitness reports were written and issued in accordance with the appropriate Navy Performance Evaluation System Manual (EVALMAN). In this regard, the EVALMAN permits general commenting on misconduct whenever the facts are clearly established to the RS's satisfaction. The EVALMAN further allows the RS to provide comments concerning adverse actions against the member or suggesting persistent weaknesses, continuing incapacity, or unsuitability for a specific assignment or promotion. In your case, the RS provided comments that substantiate the 1.0 performance traits. The Board also noted that acknowledged the fitness reports and indicated that you did not intend to submit a statement. Moreover, the Board found no evidence regarding █ as your commanding officer during the evaluation period and you provided none.

Concerning your request for an investigation, the Board is not an investigative body and relies on a presumption of regularity to support the official actions of public officers, in the absence of substantial evidence to the contrary, the Board will presume that they have properly discharged their official duties. The Board found your evidence insufficient to overcome this presumption. 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,

3/14/2025

