

DEPARTMENT OF THE NAVY

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

> Docket No. 1831-25 Ref: Signature Date

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 3 September 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 carefully considered your request to remove the Administrative Remarks (Page 11) counseling entry dated 4 March 2024 and the associated rebuttal statement dated 9 March 2024. You contend the entry should be removed from your official military personnel file (OMPF) because the evidence shows the entry was added to your OMPF on 18 October 2024, which is not within the required 30 days.

The Board, however, determined your relief of your duties, as the necessitated the Page 11 entry of 4 March 2024. The Board carefully considered your contention regarding the timeliness of the submission of the entry to your OMPF but determined the timing of the entry is not a material error that invalidates the entry. Additionally, the Board noted you availed yourself of the opportunity to provide a rebuttal statement and that statement is properly included with the counseling entry in your OMPF. Based on the available evidence, the Board concluded there was insufficient evidence of an error or injustice to warrant removing the Page 11 entry of 4 March 2024. 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.

