



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE RD
ARLINGTON, VA 22204

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Docket No. 4229-25
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 7 January 2026. 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 your personal appearance, with or without counsel, would 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 Administrative Remarks (Page 13) entry dated 3 November 2022. The Board also considered your contention that your commanding officer disqualified you from flight duty due to concerns about your access to classified material following your background check. You also contend this action violates the Navy Instruction for the Administration of Enlisted Flight Orders (BUPERSINST 1326.4E), which states that a member can only be disqualified from flight duty for lack of medical or operational qualifications, disciplinary infraction, or revocation of security clearance.

The Board noted that the Page 13 entry was issued pursuant to BUPERSINST 1326.4E. The entry documents the Commanding Officer's decision to suspend you from duty involving flying as a crewmember, effective 3 November 2022, and your subsequent disqualification from duties involving flying due to loss of confidence. The entry further noted that your designator was

cancelled, your authorization to wear the “NAWS” breast insignia was rescinded, your “NEC” was recommended for removal, and rating conversion procedures were initiated. The Board also noted that you were afforded an opportunity to acknowledge the entry but refused to sign.

The Board found that the contested entry was written according to the BUPERSINST 1326.4E. As your Commanding Officer, he possessed wide discretion to determine your suitability to continue participating in duties that involve flying as a crew member. The Board determined that your Commanding Officer acted properly and within his discretionary authority when disqualifying you from these duties. Furthermore, your claim regarding the basis for your disqualification is not supported by evidence.

The Board 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 public officers have properly discharged their official duties. The Board noted the correspondence dated 25 September 2023, to the Commander, Naval Air Forces Reserve, which recommended approval of your request to repeal your aircrew revocation. However, the Board found no evidence that your request was either approved or properly submitted to Navy Personnel Command for reinstatement as required according to BUPERINST 1326.4E. Thus, the Board found your evidence insufficient to overcome the presumption of regularity and 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,

1/20/2026

