



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

█  
Docket No. 5027-25  
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 18 February 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 your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined a personal appearance was not necessary and considered your case based on the evidence of record.

The Board carefully considered your request to remove your nonjudicial punishment (NJP) dated 4 January 2023 and restore your pay grade to E-4. The Board also considered your contention that your separation was overturned, and you were retained due to errors and injustices in the NJP proceedings.

In its review, the Board noted that you were assigned to the █ (█) when you received NJP for violating Uniformed Code of Military Justice, Article 86 on or about 12 December 2022 and 26 December 2023. The Board found no evidence of any purported errors or injustice in your NJP and therefore determined that the NJP is valid. In particular, the Board was not persuaded by your argument that you deserve relief as a matter of injustice since your administrative separation was "overturned," allowing you to be retained. The Board noted that administrative separations are a distinct process from NJP, considering a broader range of factors that may include, but are not limited to, the NJP itself. Therefore, an outcome in an

administrative separation proceeding does not, by itself, invalidate the findings of an NJP. Moreover, 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 found your evidence insufficient to overcome this presumption.

Therefore, the Board 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,

3/19/2026

