



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

██████████
Docket No. 6910-25
Ref: Signature Date

██████████
██████████
██████████

Dear ██████████,

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 24 March 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. In addition, the Board considered the advisory opinion contained in Commanding Officer, Navy Pay and Personnel Support Center memorandum 1900 N1 of 10 July 2025, which was previously provided to you for comment.

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.

You requested to be refunded \$17,947.47. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board agreed that you continued to receive active duty pay and entitlements from 20 March 2021 to 15 July 2021 after being released from active duty. The Board disagreed with your assertion of not being given a Certificate of Release or Discharge from Active Duty (DD Form 214) or new orders for you to know that you were processed out. You wrote "[w]hen I left active duty, I was still reporting and working doing meetings, etc." This affirms you were aware that you were not on active duty and were not entitled to active duty pay and entitlements. In accordance with the DoD 7000.14-R Financial Management Regulation, Volume 16, Chapter 4, "[t]he fact that an erroneous payment is the result of an administrative error by the U S. Government is not a sufficient basis in and of itself for granting a waiver. An individual does not acquire title to the

amounts paid erroneously and should hold the excess amounts for eventual repayment to the U.S. Government.” Therefore, the Board found no error or injustice to warrant a change to your record. In this connection, the Board substantially concurred with the comments contained in the aforementioned advisory opinion.

In the absence of sufficient new evidence for reconsideration, the decision of the Board is final, and your only recourse would be to seek relief, at no cost to the Board, from a court of appropriate jurisdiction.

Sincerely,

3/31/2026

