



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

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Docket No. 8213-25
Ref: Signature Date

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Dear Petitioner:

This is in reference to your application for correction of your naval record pursuant to Title 10, United States Code, Section 1552.

On 28 August 2025, a three-member panel of the Board, sitting in executive session, considered your application for reconsideration of its prior denial of your petition based on the statute of limitation. On reconsideration, you provided a written memorandum containing your contentions that waiving the statute of limitation would be in the interest of justice due to new and material evidence unavailable at the time of the prior decision. You specifically noted that this new and material evidence included an updated Department of Veterans Affairs (VA) rating awarding you a 100% Permanent and Total disability, a formal VA adjudication of multiple primary and secondary service connected conditions, corroborating eyewitness statements from Navy personnel and medical providers, professional medical opinions and Disability Benefit Questionnaires and Nexus Letters that were reviewed and accepted by the VA. You also cited legal authorities that you contend supported correction to medical retirement status.

After careful and conscientious consideration, the Board determined that the material and the new arguments that you provided were insufficient to find it in the interest of justice to excuse your failure to submit your application in a timely manner. Upon its careful review of your reconsideration petition, the Board was unable to find sufficient evidence to support waiving the statute of limitation based on the amount of time that has passed since your separation from the Navy in 1992. Accordingly, the Board denied your petition for reconsideration.

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,

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