

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

> Docket No. 206-23 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 13 April 2023. 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.

You requested advancement to Disbursing Clerk Second Class (DK2)/E-5 and associated retroactive pay and benefits. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded that you enlisted on 4 November 1974 and entered active duty. According to your Enlisted Performance Record you advanced to DK3/E-4 effective 16 November 1976 and was recommended for advancement to DK2/E-5 on 31 January 1978 while station onboard the . Subsequently, you were released from active duty on 3 May 1978, and transferred to the Naval Reserve to complete your military service obligation. On 20 July 1978, Chief of Naval Personnel notified that your advancement in rating was disapproved because your "Standard score was below the minimum required for advancement in the Naval Reserve." You provided the Board with a letter from the dated 20 January 1979 confirming that you "completed all the military requirements for advancement to pay grade E-5 including the Military Leadership exam held on 6 May 1977." However, this letter, which is not contained in your official military personnel file (OMPF), does not indicate you were selected for advancement and the Board could not find any evidence in your OMPF to substantiate your claim, thereby rendering you ineligible for advancement to DK2/E-5. On 3 November 1980, you were honorably discharged from the Naval Reserve.

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,

4/2	4/2023	
Deputy Director		
Signed by:		