



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

EGA
Docket No: 8657-14
8 January 2015

[REDACTED]

Dear [REDACTED]

This is in reference to your reconsideration request dated 23 July 2014. You previously petitioned the Board and were advised in our letter of 10 September 2012, that your application had been denied.

Your current request has been carefully examined by a three-member panel of the Board for Correction of Naval Records, sitting in executive session. Documentary material considered by the Board consisted of your application and any material submitted in support of your application.

After careful and conscientious consideration of the entire record, the Board determined that the assertion you submitted, even though not previously considered by the Board, was insufficient to establish the existence of probable material error or injustice. The Board determined that your desire to obtain medical benefits and employment was not enough to outweigh the significant misconduct you committed while on active duty. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board within one year from the date of the Board's decision. 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,

A handwritten signature in black ink, appearing to read "R. J. O'Neill". The signature is fluid and cursive, with the first name "Robert" and last name "O'Neill" clearly distinguishable.

ROBERT J. O'NEILL
Executive Director