



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

MEH:mh
Docket No: 193-99
25 May 1999

Dear [REDACTED]:

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 25 May 1999. 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, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1160 NPC-815 of 5 May 1999, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. 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. 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,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY

BUREAU OF NAVAL PERSONNEL
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

IN REPLY REFER TO

1160
NPC-815
05 May 99

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: NPC-00ZCB

Subj: BCNR PETITION ICO STS3 [REDACTED], USN, [REDACTED]

Ref: (a) SNM's DD Form 149 dtd 04 Jan 99
(b) Career Schools List (CSL) dtg 091013z Jul 98

Encl: (1) NPC 403 ltr of response dtd 21 Apr 99
(2) BCNR File

1. In response to reference (a) and after review of enclosure (1), recommend disapproval of petitioner's request.

- Petitioner reenlisted for five years on 20 Mar 1998. Petitioner received a zone "A" SRB entitlement for the STS rate.

- Petitioner requests the reenlistment contract of 20 Mar 1998 reflect a STAR reenlistment and the automatic advancement benefit under the STAR program for the AN/BQQ-5E Advanced Maintenance and Operations Training at NAVSUBSCOL, Groton, CT.

- Per enclosure (1), the STS rating had no schools on the CSL at the time petitioner reenlisted. However, in reference (b) the CSL carried the Advanced Maintenance and Operations Training for automatic advancement upon the date of reenlistment under the STAR program.

- Petitioner could not have been advised concerning reference (b) prior to his reenlistment. Petitioner's hindsight is not sufficient grounds to change the reenlistment of 20 Mar 1998 to reflect a STAR reenlistment with an automatic advancement to paygrade E5.

2. In view of the above, recommend petitioner's record remain as is.

3. This is an advisory memorandum to reference (a) for use by the Board for Correction of Naval Records (BCNR) only. Enclosure (2) is returned.

[REDACTED]
Head,
Reenlistment Incentives Branch



DEPARTMENT OF THE NAVY

NAVY PERSONNEL COMMAND

5720 INTEGRITY DRIVE

MILLINGTON TN 38055-0000

5420

Ser 403/169

APR 21 1999

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS (PERS-00XCB)

Via: Assistant for BCNR Matters (Pers-3CB)

Subj: REQUEST FOR ADDITIONAL COMMENTS AND RECOMMENDATIONS IN
CASE OF STS3(SS) [REDACTED], USN, [REDACTED]

Ref: (a) BUPERS Washington DC 160950Z MAR 98 (STS Class "C"
Schools)
(b) CNO Washington DC 091013Z JUL 98 (Career Schools
Listing (CSL) Changes)
(c) BUPERS Request Docket

1. Subject member has petitioned the BCNR requesting Selective Training and Reenlistment (STAR) while stationed at NAVSUBSCOL, Groton CT. His request specifies that he was not informed or counseled on reference (a) while obtaining obligated service for BUPERS orders to AN/BQQ-5E Advanced Maintenance and Operations Training at NAVSUBSCOL, Groton, CT in April 1998.

2. NPC-403 has reviewed the information available and based on this review, the following is provided:

- The Sonar Technician Submarine (STS) rating had no schools on the Career Schools List in March 1998.

- In March 1998, reference (a) was released stating that NPC-403 can authorize first term personnel advanced training. This message recommended that service members take advantage of the STAR program to maximize Selective Reenlistment Bonus (SRB) and advancement.

- In July 1998, the revised CSL (reference (b)), containing the AN/BQQ-5E Pipeline, was released to the fleet.

3. There would have been no way for any Command Career Counselor to predict the availability of STAR or NPC-403's authorization to

Subj: REQUEST FOR ADDITIONAL COMMENTS AND RECOMMENDATIONS IN
CASE OF STS3(SS) [REDACTED], USN, [REDACTED]

provide advanced training to the STS rating. Career Counselors are not required to advise service members on programs that are not available or may be available at some point in the future. Members who obtained obligated service through reenlistment prior to the update of the CSL are not eligible for any provisions provided under the STAR program. All commands maintain instructions covering the programs in question.



Head Enlisted Submarine/
Nuclear Power Assignments