



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

MEH:ddj
Docket No: 935-01
30 May 2001



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 30 May 2001. 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 PERS 815 of 1 May 2001, 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
NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

1160
PERS-815
01 May 01

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: PERS-00ZCB

Subj: BCNR PETITION ICO 

Ref: (a) SNM's DD Form 149 dtd 13 Feb 01
(b) NAVADMIN 068/97
(c) OPNAVINST 1160.6A

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval of the petitioner's request.

a. The petitioner enlisted in the Navy on 16 April 1991 for four years. The petitioner had prior service in the U. S. Army and received honorable discharge. The petitioner's ADSD was adjusted to 28 December 1990.

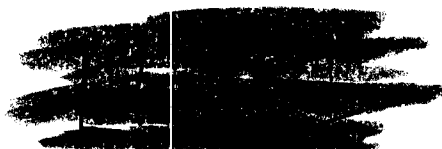
b. The petitioner received lateral conversion approval on 29 February 1996 to convert to the CM rating via successful completion of CM "A" school training effective 14 April 1997.

c. Reference (b) released on 26 March 1997 listed a zone "A" and "B" SRB entitlement for the CM(0000) rate at the time the petitioner completed training.

d. The petitioner requests to receive a zone "A" SRB entitlement upon the completion date of CM "A" school offered in reference (b). However, he passed through the zone "A" SRB window of eligibility on 27 December 1996. Per reference (c), the zone "A" window is from 21 continuous months to six years of active service. Additionally, SRB zones are based upon the ADSD date including prior service in another branch of armed services.

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

3. This is an advisory memorandum to reference (a) for use by the Board for Correction of Naval Records (BCNR) only. Enclosure (1) is returned.



PNC (AW) USN
Head,
Reenlistment Incentives Branch