



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

JLP:ddj
Docket No: 5352-01
10 October 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 10 October 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 NPC memorandum 1780 PERS 604 of 13 September 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

1780
PERS-604
13 Sep 01

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Via: Assistant for BCNR Matters (PERS-00ZCB)

Subj: REQUEST FOR COMMENTS AND RECOMMENDATIONS ICO
[REDACTED]

Ref: (a) CNPC memo 5420 PERS-00ZCB of 14 Aug 01
(b) Title 38, United States Code, Chapter 30

1. The following is provided in response to reference (a):

a. Recommend the board deny [REDACTED]'s request to add Navy College Fund (NCF) Program enlistment guarantee to his master record. NCF Program is available only at the time of enlistment and is not offered to every recruit. Servicemembers must have entered active duty on or after 21 November 1989 and agreed to enlist in a qualifying rating identified as "critical or hard-to-fill" and meet the criteria outlined in reference (b). Servicemembers who entered active duty before 7 July 1992 must have had an AFQT score of 65 or higher to qualify for NCF Program. Because Mr. [REDACTED] had a 58 AFQT score and enlisted on 27 April 1991, he was never eligible to be offered NCF Program. The Enlistment Document (DD Form 4) is the official document used to identify those servicemembers who receive the NCF Program as part of their enlistment guarantee.

b. A review of [REDACTED] annex to his DD Form 4 in his master record indicates he enlisted in the Navy 27 April 1991 and was guaranteed "Hospital Corpsman School." NCF Program is not listed as a guarantee because [REDACTED] was never eligible. [REDACTED] AFQT score of 58, by law, precluded the classifier from offering him NCF Program guarantee at the time of his enlistment. The letter [REDACTED] received from the Department of Veterans Affairs regarding his educational benefits was erroneous as he was never entitled to receive NCF Program benefits.

2. [REDACTED] elected to enroll in the Montgomery GI Bill (MGIB) Program on 7 October 1991 and is entitled to receive 36 months of MGIB Program benefits. The current educational benefit is \$650 per month for full time enrollment in school. The monthly entitlement is adjusted yearly based on the Consumer Price Index.

Subj: REQUEST FOR COMMENTS RECOMMENDATIONS ICO
[REDACTED]

3. PERS-604's point of contact is Mr. [REDACTED] who can be reached at (DSN) 874-4246 or (C) 901-874-4246.

[REDACTED]

Commander, U.S. Navy
Director, Navy Drug & Alcohol,
Behavioral Health, Federal
Education, and Partnerships
Division (PERS-60)