



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

MEH:ddj  
Docket No: 204-02  
14 May 2002

[REDACTED]

[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 14 May 2002. 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 1160 Ser 811/094 of 15 April 2002, 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. The Board cannot authorize payment of money a member is not entitled to. It is unfortunate you were erroneously provided the incorrect amount of Selective Reenlistment Bonus (SRB) you would receive but there is nothing the Board can do in this situation. As noted in the advisory opinion you could request your term of reenlistment be changed to 5 years to be eligible for the full amount of SRB, however, you have indicated you do not desire a longer term. 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.

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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  
Ser 811/094  
15 APR 02

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: PERS-00ZCB

Subj: BCNR PETITION ICO 

Ref: (a) SNM's DD Form 149 dtd 05 Dec 01

Encl: (1) BCNR File Number 0126

1. In response to reference (a), recommend approval of the petitioner's request.
2. The petitioner reenlisted on 05 February 2001 for three years based on a SRB message showing his entitlement would be in the amount of \$27,403.31. It was later discovered that this was not the correct amount for the number of years of reenlistment. He was told by his servicing PSD that recoupment of \$9,865.20 would be taken out of his first installment payment.
3. In view of the above, recommend the reenlistment contract dated 05 February 2001 for three years be expunged, and a five years Zone A reenlistment be effected on 05 February 2001 for full SRB payment. Further recommend that his extension not be counted against his SRB calculation.
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.

  
MMC(SS) USN  
Reenlistment Incentives Branch