



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

WMP

Docket No: 1027-02

11 July 2002

[REDACTED]

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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 July 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, and applicable statutes, regulations and policies.

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.

You enlisted in the Marine Corps on 5 August 1986 for four years at age 17. Your record reflects that you served without incident until 7 April 1988 when you received non-judicial punishment (NJP) for a false official statement. The punishment imposed was a forfeiture of \$182.

Between 16 May and 10 Aug 1988 you were not recommended for advancement to Corporal (CPL) due to your recent NJP, irresponsibility, and immaturity. Additionally, you received an administrative remarks warning concerning driving on a suspended driver's license and the loss of your base driving privileges for one year.

On 4 April 1989, you received an administrative remarks warning concerning your failure to be at your appointed place of duty on

2 April 1989. Your record further reflects that you were an unauthorized absentee on 24 January 1990, however, the record does not reflect that any action was taken concerning this incident.

On 1 May 1990 you again received an adverse administrative remarks entry stating that you were not recommended for advancement to CPL due to your substandard performance. On 23 May 1990 you received NJP for failure to be at your appointed place of duty. The punishment imposed was a forfeiture of \$207 and 14 days of restriction and extra duty.

On 5 August 1990, you were honorably released from active duty and transferred to the Marine Corps Reserve. At that time you were assigned an RE-4 reenlistment code. On 20 August 1993, you received an honorable discharge upon completion of your military obligation.

The Board concluded that your two NJP's and numerous adverse administrative remarks entries provided sufficient justification to warrant a non-recommendation for reenlistment and the assignment of an RE-4 reenlistment code. The Board thus concluded that the reenlistment code was proper and no change is warranted. 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