



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

MEH:ddj
Docket No: 6028-01
8 January 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 8 January 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 Pers 811 of 18 October 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-811
18 Oct 01

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: PERS-00ZCB

Subj: BCNR PETITION ICO [REDACTED]
007-80-1679

Ref: (a) SNM's DD Form 149 dtd 03 Jun 01
(b) NAVADMIN 050/00

Encl: (1) BCNR File

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

a. The petitioner reenlisted on 02 October 2000 for six years and received a zone "B" SRB entitlement for the ET(0000) rate.

b. The petitioner originally received the zone "B" SRB approval on 08 September 2000 for the award level of 4.0 at the maximum of \$45K. However, upon the date of reenlistment, the petitioner's zone "B" SRB entitlement was adjusted to reflect a 2.0 award level with a total amount of \$22,690.64.

c. The petitioner requests correction in SRB pay to reflect the \$45K maximum. Reference (b) listed the zone "B" SRB entitlement for the ETSW(0000) rate with an award level of 4.0 for service members whose branch class 11 (USN). Additionally, reference (b) listed the zone "B" entitlement for branch class 32 (USNR) at award level 2.0. The petitioner's branch class is 32 which he is a USNR(TAR) service member.

d. The petitioner is only eligible for the zone "B" SRB entitlement offered to the USNR(TAR) service members.

2. In view of the above, recommend the 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 (1) is returned.

[REDACTED]
PNC (AW)

Head,

Reenlistment Incentives Branch

JR
USN