



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

MEH:mh  
Docket No: 6342-02  
17 September 2002

[REDACTED]

Dear [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 17 September 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 815/372 of 28 August 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. 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  
Ser 815/372  
28 Aug 2002

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: PERS-00ZCB

Subj: BCNR PETITION ICO 

Ref: (a) SNM's DD Form 149 dtd 18 Mar 02  
(b) OPNAVINST 1160.6A  
(c) NAVADMIN 049/01

Encl: (1) BCNR File

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

a. The petitioner's ADSD is 25 November 1987. The petitioner passed through zone "C" window of eligibility on 24 November 2001. The petitioner's EAOS at the time of passing through zone "C" was 30 May 2002 with an SEAOS of 30 July 2002.

b. Reference (b) provides an early SRB window during the month of passing through zone and on or before the date of passing through zone. Additionally, per reference (b) the zone "C" window is from 10 years active service to 14 years and pays out to the 16 year point.

c. The petitioner requests to backdate the current reenlistment of 14 June 2002 to 24 November 2001 and receive a zone "C" SRB entitlement. Reference (c) released on 02 March 2001 with an effective date of 01 March 2001 did not list a zone "C" SRB entitlement for the ETSS(0000) rate at the time the member passed through zone.

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

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

  
MMC(SS) USN  
Reenlistment Incentives Branch