



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

TRG  
Docket No: 6491-02  
17 January 2003

[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 January 2003. 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.

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 record shows that you served in the Coast Guard, Coast Guard Reserve, Air Force Reserve and Naval Reserve. The length of your service totaled about 23 years. However, in order to be entitled to reserve retirement, you must have 20 qualifying years. Fifty retirement points are required for a qualifying year. Your record has been carefully reviewed and it appears that you only have 11 years, 11 months and 28 days of qualifying service. There are three other years in which some documentation exists showing that you were attached to a reserve unit and had at least some participation. However, there is insufficient documentation to show that you earned 50 points in those years.

On 28 November 1977 the Navy Reserve Personnel Center sent you a letter informing you that you completed over 22 years of military service, and provided you information so you could determine how many of those years were qualifying for retirement. You apparently took no action at that time. You now state that you desire retirement so that you can get a prescription drug benefit.

The Record clearly shows only about 12 years of qualifying

service, and even if you could establish that the three years with some participation are qualifying, you would only have 15 qualifying years. Since you are not even close to qualifying for reserve retirement, the Board concluded that a correction to your record was not 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