



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

LCC:ecb  
Docket No: 5276-03  
28 October 2003

[REDACTED]

Dear [REDACTED]

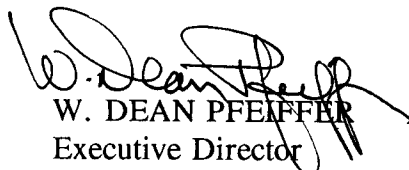
This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 28 October 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. In addition, the Board considered the advisory opinion furnished by HQUSMC memorandum 1000 MMEA 6 dated 1 October 2003, 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  
HEADQUARTERS UNITED STATES MARINE CORPS  
3280 RUSSELL ROAD  
QUANTICO, VIRGINIA 22134-5103

IN REPLY REFER TO:

1000  
MMEA 6  
01 Oct 03

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF NAVAL RECORDS

Subj: BCNR 5276-03; BCNR ADVISORY OPINION FOR CORRECTION OF DATE OF RANK ICO  
[REDACTED]

1. We have carefully reviewed the package for [REDACTED] [REDACTED] submitted a Prior Service Enlistment Program (PSEP) package through the Marine Corps Recruiting Command on 15 January 2002 requesting augmentation from the Reserve component of the Marine Corps to Active Duty. [REDACTED]s request is for his date of rank to be returned to the original date with consideration for time in grade for the rank of sergeant during his time as a reservist. MCO P1130.80 Prior Service and Reserve Augmentation Enlistments into the Regular Marine Corps states that Active Reserve (AR) Marines with remaining obligated service will enter active duty at the pay grade from the previous enlistment and that the new date of rank will be the date of reenlistment to active duty. According to [REDACTED] PSEP request, he was allowed to sustain one half of his time in grade. Therefore, this headquarters recommends that [REDACTED] date of rank remain unchanged.

2. Point of contact is Captain [REDACTED] at DSN 278-9238.

[REDACTED]

Lieutenant Colonel, U.S. Marine Corps  
Deputy Branch Head, Enlisted Assignment