



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

MEH:ddj
Docket No: 7398-03
22 April 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 22 April 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 CDRNAVRESFORCMD memorandum 5730 Ser N112/0550 of 25 March 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 did not concur with the comments contained in the advisory opinion. You reenlisted on 22 April 1999, after the date establishing the Selected Reserve Bonus Program. However, according to all available records you did not attain the required rating until 27 April 1999, making you ineligible for the bonus. 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
COMMANDER NAVAL RESERVE FORCES COMMAND
4400 DAUPHINE STREET
NEW ORLEANS, LOUISIANA 70146-5100

IN REPLY REFER TO:

5730
Ser N112/0550

MAR 25 2003

From: Commander, Naval Reserve Forces Command
To: Board for Correction of Naval Records

Subj: ADVISORY OPINIONS IN THE CASE OF [REDACTED],
[REDACTED]

Ref: (a) ALNAVRESFOR 09/99

Encl: (1) Application for Correction of Military Record
(DD Form 149) of 17 Aug 02

1. Recommend enclosure (1) be disapproved.
2. Reference (a) established Selected Reserve Bonus program.
[REDACTED] enlisted prior to establishment of
reference (a).



By direction