



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

CRS  
Document No: 8076-08  
26 June 2009

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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. You requested that the date of your release from active duty be changed to 11 June 1965. You contend that you enlisted for three years and that you were released from active duty on 11 June rather than 1 June 1965.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 24 June 2009. 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.

You enlisted in the Navy on 11 June 1962 for three years. There are multiple documents in your official military personnel file which show that you were honorably released from active duty on 1 June 1965 and transferred to the Navy Reserve. Among those documents are a DD Form 214, NAVPERS Form 601, and NAVPERS Forms 601-8, 13 and 14.

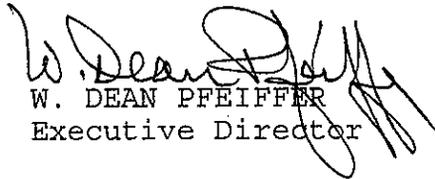
Although you enlisted for three years, you were not entitled to remain on active duty until 10 June 1966, when you would have completed three years of active service. In this regard, the Board noted that it was permissible to curtail enlistments for a number of reasons, such as operational commitments and/or requirements and the convenience of the government or the Sailor.

The Board did not accept your unsubstantiated contention to the effect that you actually remained on active duty until 11 June 1966. 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