



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

LCC
Docket No. 8315-08
14 Oct 08

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of 10 USC 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 14 October 2008. 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 CMC memorandum 1400/3 MMPR-2 of 18 September 2008, a copy of which is attached.

After careful and conscientious consideration of the entire record, 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 also 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
MANPOWER AND RESERVE AFFAIRS DEPARTMENT
HARRY LEE HALL, 17 LEJEUNE ROAD
QUANTICO, VIRGINIA 22134-5104

IN REPLY REFER TO:
1400/3
MMPR-2

SEP 18 2008

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

Subj: ADVISORY OPINION IN THE CASE OF [REDACTED]
[REDACTED] USMC

Ref: (a) BCNR Docket Number 8315-08 of 4 Sep 08
(b) MCO P1400.32D, ENLPROMMAN

1. Per reference (a), [REDACTED] asserts that her gunnery sergeant remedial promotion date of rank (DOR) should reflect 1 July 2005 vice 1 July 2007.
2. A review of our records confirms that [REDACTED] did request and received remedial promotion consideration by the FY 2005, FY 2006, and FY 2007 Gunnery Sergeant Selection Boards. [REDACTED] was not selected for promotion by the FY 2005 and FY 2006 Gunnery Sergeant Selection Boards. However, she was selected by the FY 2007 Gunnery Sergeant Selection Board which resulted in her current date of rank.
3. Based on the foregoing and in accordance with reference (b), it is recommended that [REDACTED] record remain unchanged.

R. W. REILLY
Major, U.S. Marine Corps
Head, Enlisted Promotion Section