



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

CRS  
Docket No: 10950-08  
19 March 2009



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 10 December 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.

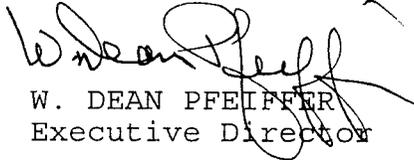
After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Navy Reserve on 28 June 2005. You affiliated with a reserve unit on 1 July 2007 after being released from extended active duty. You accumulated your eighth and ninth unexcused absences from training assemblies on 7 June 2008. On 22 September 2008, your commanding officer recommended that you be discharged by reason of unsatisfactory performance in the Ready Reserve based on your unexcused absences. The recommendation was approved with the modification that you be transferred to the Standby Reserve-Inactive in lieu of administrative separation. You were so transferred on 22 September 2008.

The Board did not accept your uncorroborated contention to the effect that you were present for duty during both drill periods on 7 June 2008, and erroneously denied credit for attending those drills. Accordingly, and as you have not demonstrated that you were transferred to the Standby Reserve in error, 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