



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

CRS
Docket No: 11049-08
14 December 2009

[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 18 November 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.

The Board found that you joined the Navy Reserve on 1 September 2007 after having completed more than four years of prior active service. Although the discharge processing documents are not in your record, it appears that your commanding officer recommended that you be separated by reason of unsatisfactory participation for failing to attend scheduled drills. You were honorably discharged by reason of unsatisfactory participation in the Ready Reserve on 27 January 2006 and assigned a reentry code of RE-4.

In its review of your application the Board carefully weighed all potentially mitigating factors, such as your contention that there was confusion as to the scheduling of your drill dates. Your record does not support your contention. The Board concluded that it is appropriate that you were not recommended for reenlistment in view of your unsatisfactory participation in the Ready Reserve. 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