



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

TRG
Docket No: 4704-08
15 October 2008

[REDACTED]

[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 7 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 an advisory opinion furnished by Headquarters Marine Corps, a copy of which is enclosed, and your rebuttal thereto dated 29 July 2008. I am also enclosing your current Career Retirement Credit Report which shows that you have been credited with 6992 retirement points and that as of 24 September 2008 you have 26 years of qualifying service.

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 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 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

Enclosures



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3280 RUSSELL ROAD
QUANTICO, VIRGINIA 22134-5103

IN REPLY REFER TO:
1800
MMSR-5
17 Jul 08

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

Subj: BCNR ADVISORY OPINION IN THE CASE OF [REDACTED]
USMCR

Ref: (a) Chairman BCNR ltr BJJ:jdj Docket No: 4704-08 of 16 Jun 08
(b) DoD Instruction 1215.07

Encl: (1) CMC ltr 1900 MMSR-5 of 24 Apr 08 w/encls
(2) [REDACTED] current CRCR

1. Reference (a) requests an advisory opinion on [REDACTED]'s petition to return her anniversary date to its previous year prior to the completion of an audit of her Career Retirement Credit Report performed by this Headquarters. As shown in enclosure (1), two qualifying years of service towards retirement became non-qualifying due to the shift in the anniversary date due to the dates of the duty performed, and the associated retirement points, now falling in different anniversary years.
2. [REDACTED]'s anniversary date is now correct and her service performed is properly credited to the anniversary year in which the service was performed as required by reference (b). Qualifying service is used to determine a member's initial eligibility for a reserve retirement with pay (when the member completes 20 qualifying years of service) and then is used to determine if a member has satisfied time in grade requirements. As shown in enclosure (2) [REDACTED] has completed 25 years of qualifying service and is eligible for a Reserve Retirement with Pay. She was promoted to her current grade on 1 May 2004 and on 1 May 2007 completed 3 qualifying years in grade as a [REDACTED]. Reserve retired pay is based on the total retirement points credited, to include retirement points earned in a non-qualifying year. Enclosure (1) shows that once the audit of [REDACTED] record was completed, her total retirement points credited increased from 6869 to 6930.
3. This Headquarters does not find an error or injustice has occurred and does not support [REDACTED] petition.
4. Point of contact is Major [REDACTED] (703) 784-9306.

[REDACTED]
Head, Separation
and Retirement Branch
by direction of the Commandant
of the Marine Corps

JUL 21 2008



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3280 RUSSELL ROAD
QUANTICO, VA 22134-5103

IN REPLY REFER TO:
1900
MMSR-5
24 Apr 08

From: Commandant of the Marine Corps
To: [REDACTED]
Via: Commanding Officer, Marine Corps Logistics Command,
814 Radford Boulevard Suite 20301, Albany, GA 31704-0320

Subj: CORRECTION OF ARMED FORCES ACTIVE DUTY BASE DATE

Ref: (a) MMFA's request of 1 January 2008

Encl: (1) Copy of your CRCR before corrections
(2) Copy of your CRCR with corrections
(3) Copy of your corrected CRCR

1. As requested by the reference, we have audited your Career Retirement Credit Record (CRCR), enclosure (1), in order to establish your correct Armed Forces Active Duty Base Date (AFADBD). Our review included all active service documented by your record and your active and reserve Leave and Earnings Statements for the period of 25 September 1978 through 31 March 2008. During this period, you performed 6,398 days of active service which equates to 17 years, 6 months and 7 days of active duty service. We have determined your AFADBD to be 24 September 1990.

2. Enclosure (2) contains your CRCR showing our corrections. Enclosure (3) is your corrected CRCR. All corrections to the CRCR have been made in the Marine Corps Total Force System (MCTFS) and your CRCR has been certified as correct. These corrections resulted in the change to your AFADBD. Your unit and the Manpower Information Systems Support Office (MISSO) are no longer authorized to make corrections to your CRCR. Any further corrections to your CRCR must be submitted with documentation to this Headquarters (MMSR-5).

3. Ensure your present command places a copy of this letter in your Official Officer Qualification Record (OQR) attached to your CRCR.

4. If you have further questions, please contact [REDACTED] at (703) 784-9306.

[REDACTED]
By direction

Copy to:
MMFA
MMPR-1
MMSB-20
MMSR-2
MMSR-5