



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

BJG

Docket No: 11131-09

28 July 2010

[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 28 July 2010. 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 served honorably on active duty in the Navy from 11 June 2002 to 18 June 2007, but were assigned an RE-3M reenlistment code due to non-retention. You were then assigned to a Navy Reserve unit. On 12 June and 30 July 2008, you were notified that you had failed to comply with Individual Medical Readiness (IMR) requirements. You were notified that you were going to be administratively separated due to failure to comply with IMR requirements with a general discharge and an RE-4 reenlistment code. You were so discharged on 19 April 2009.

In its review of your application, the Board carefully weighed all potentially mitigating factors, such as your prior honorable service. However, the Board concluded that your discharge should not be upgraded, that you should not be reinstated in the Navy Reserve, nor promoted to pay grade E-5 due to your failure to comply with the IMR requirements. The Board noted that it was your responsibility to keep your reserve unit informed of your mailing address. In view of the above, 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