



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

JRE  
Docket No. 07193-10  
29 April 2011

[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 28 April 2011. 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.

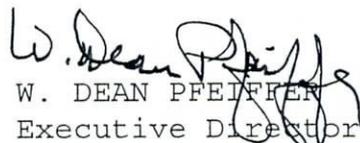
You enlisted in the Marine Corps on 18 April 1968. You were released from active duty on 17 November 1969 and transferred to the Temporary Disability Retired List (TDRL) because of residuals of a gunshot wound. Upon being reevaluated in 1971, you were found fit for duty and your name was removed from the TDRL effective 27 October 1971. You reenlisted in the Marine Corps on 19 January 1972 and served until 21 January 1974, when you were discharged by reason of physical disability with entitlement to severance pay.

In the absence of evidence which demonstrates that you were entitled to a permanent disability rating of 30% or higher on 21 January 1974, the Board was unable to recommend that your record be corrected to show that you were permanently retired by reason of physical

disability. 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