



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

JRE
Docket No. 12175-10
11 August 2011

[REDACTED]

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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 11 August 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 served on active duty in the Marine Corps from 27 June 2001 to 28 February 2002 when you were transferred to the Temporary Disability Retired List (TDRL). You were discharged from the Marine Corps with entitlement to disability severance pay on 1 December 2005.

As a DD Form 214 is issued only upon a service member's release from active, and you did not serve on active duty after 28 January 2002, there is no basis for amending your DD Form 214 to show that you served on active duty from 27 June 2001 to 1

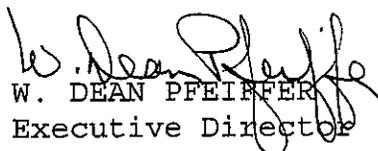
December 2005. The Board did not consider your request for correction of your honorable discharge certificate, as that request is administrative in nature. You should send your original honorable discharge certificate to the Commandant of the Marine and request that it be corrected.

In view of the foregoing, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

If you wish to clarify your military status for potential employers, you should attach to your DD Form 214 a copy letter which notified you of your discharge by reason of physical disability effective 1 December 2005.

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