



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
701 S. COURTHOUSE RD SUITE 1001  
ARLINGTON VA 22204-2490

BAN  
Docket No. NR01752-14  
5 August 2014

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of 10 USC 1552.

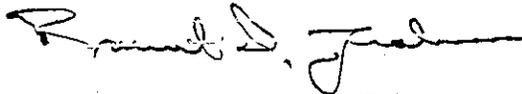
A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 4 August 2014. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. 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 the advisory opinion furnished by the Naval Personnel Command (NPC) memo 5420 PERS 836/078 of 12 June 2014, a copy of which was provided to you on 26 June 2014, and is being provided to you now. Additionally, the Board also considered your response to the A/O on 10 July 2014.

However, 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 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. Additionally, the Board notes that in response to your question, what is a minority contract? A minority contract is defined as an individual who, upon entry into the U.S Armed Services, is 17 years old (a minority) and is willing to reenlist after their initial contract expires. Then, and only then, if a service member reenlists earlier than their contractual expiration date, they are then given "constructive time" towards their years in service. Since your contract was not a minority contract, you did not meet the eligibility criteria for "constructive credit".

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 also 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,

A handwritten signature in cursive script, appearing to read "Robert D. Zsalmán".

ROBERT D. ZSALMAN  
Acting Executive Director

Enclosure