



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

JET
Docket No. NR2433-14
6 Apr 15

[REDACTED]

[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 6 April 2015. 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 CNRC ltr 1133 Ser N32 of 3 March 2015, a copy of which is attached.

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 originally contracted for the New Accession Training Master-At-Arms (NAT/MA) rating with a \$10,000 Enlistment Bonus (Annex A to the DD Form 4). While still in the Delayed Entry Program (DEP), you signed a new Annex B before your Classifier acknowledging the removal of the \$10,000 Enlistment Bonus. This was also noted on the Record of Military Processing - Armed Forces of the United States (DD Form 1966/3); where you initialed Block 32.c., then signed Block 34.d.(1) and dated Block 34.d.(2). Your application claims that the enlistment bonus was taken away on Annex B to the DD Form 4, because you did not sign that form. However, Navy Recruiting Command's Inspector General's office performed an inquiry into your allegations and "was unable to determine if the document was forged due to a he said-he said situation," and the fact the personnel were no longer available. Therefore, in making its determination, 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.

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 evidence within one year from the date of the Board's decision. New evidence is evidence not previously considered by the Board prior to making its decision in this case. 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,



ROBERT J. O'NEILL
Executive Director

Enclosure: CNRC ltr 1133 Ser N32 of 3 Mar 15