



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

DJC
Docket No. NR7989-14
22 Jul 14

[REDACTED]

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This is in reply to your Request for Reconsideration submission of 27 June 2014.

A review of our files reveals that in July 2013, you petitioned the Board for Correction of Naval Records seeking the following: the change of DD form 214 separation code to reflect "LBK" vice "MBK", and Involuntary Separation Pay (ISP) for over 7 years of continuous active service, while serving under a combination of Annual Duty for Training (ADT), Active Duty for Special Work (ADSW), and mobilization orders from March 2004 through June 2011.

In April 2014, after careful consideration of your request, the Board found insufficient evidence of an error or injustice that would warrant the relief you sought. Therefore, your case was denied for the following reasons:

In accordance with OPNAVINST 1900.4, to be eligible for separation pay a Reservist must have been involuntarily separated from active duty or must have been denied a voluntary request for additional active duty. The request to remain on active duty must be unqualified and must specify that the member will accept any assignment commensurate with member's pay grade, designator. The request must be submitted no later than six months prior to release from active duty.

In accordance with OPNAVINST 1900.4, members released from active duty for training are not eligible for separation pay.

In conclusion, your request did not contain evidence that you submitted a written request to remain on active duty prior to your release on 18 June 2010. Furthermore, on 7 June 2010, you received orders to active duty for training (ADT) to the Commanding Officer, Command and General Staff College, Fort Leavenworth, Kansas (357 days), and you were separated on 10 June 2011.

In June 2014, you submitted a reconsideration request. However, you still have not provided any new or material evidence to warrant a change to your record. Therefore, your request for reconsideration is disapproved.

I regret that the circumstances are such that a more favorable determination cannot be made.

Sincerely,



ROBERT D. ZSALMAN
Acting Executive Director