



█ will be responsible for repaying any remaining education expenses above █. Additionally, Marines must declare via a statement of understanding (see paragraph 10b below) that education expenses submitted for repayment are valid education expenses per the guidance set forth in this message. This new policy was effective on all new contracts entered into on or after 1 August 2008 through 30 September 2009. Furthermore, members must engage with their servicing personnel administration Center on the anniversary date of their The Basic School (TBS) start date to process their College loan repayment. Servicing personnel administration centers will ensure that the CLRP agreement is cited in the member's Officer Qualification Record (OQR) page 11. If the agreement is not referenced in the page 11, insert a comment reflecting the service obligation requirement and the associated CLRP agreement. Each member will fill out a letter to loan holder form. █ will ensure the letter to loan holder is forwarded to the participant's Loan institution(s) for completion of section ii. Additionally, there is an updated statement of understanding that will accompany the complete CLRP agreement and letter to loan holder for recording purposes with MMSB. █ will provide a report to Marine Corps Recruiting Command (MCRC), officer programs, identifying the name and date the member accepted the conditions to be eligible for CLRP. This report will be published to MCRC at the start of every convening █ company.

On █, you arrived to Officer Candidate School (OCS) for training, and completed OCS on █. On 6 July 2010, you were honorably discharged in order to accept commission or warrant in same branch of service. On 7 July 2010, you signed a United States Marine Corps Appointment Acceptance and Record (NAVMC 763) in the U.S. Marine Corps as a Second Lieutenant under the MECEP. On 25 March 2011, you transferred, and arrived to █ on 20 April 2011 for training.

MARADMIN 292/11 published 17 May 2011 which collectively cancels previous MARADMINS associated with the FY08 and FY09 active component officer CLRP and consolidates the guidance and procedures. Effective 1 July 2009, the Marine Corps discontinued the CLRP for new officer candidates or Marine option midshipmen from all commissioning programs.

Marines must have signed a Statement of Understanding, prior to reporting to █ which obligates the officer to 48 months of active duty service upon reporting to █ for duty under instruction in a basic officer course.

The FY09 CLRP was initiated on 1 October 2008 and authorized 100 percent repayment of qualifying loans used for the purpose of paying education expenses not to exceed █ dollars. Applicants who are eligible for this program are authorized repayment of 33 1/3 percent or █ dollars, whichever is greater, per year of active component commissioned service until the █0 dollars maximum repayment is achieved. If repayment of qualifying education expenses reaches █ dollars before the three year period is completed, no further repayment will be made. For example, if the first repayment is for █ dollars, subsequent payments are not authorized. Per Title 10, Section 2171, qualifying student loan repayments will be made on the anniversary of the initial active service date as defined in this message.

FY09 CLRP eligibility requirements: MECEP and MCP applicants: (1) if selected to MECEP or MCP prior to 1 January 2008: (a) must have signed CLRP Statement of Understanding (SOU) prior to 1 August 2009. (8) Must commission prior to 1 October 2011. (c) Must have obtained a qualifying loan between 1 July 2008 and 4 September 2008. Loans obtained outside of this window are not eligible for CLRP.

Upon arrival at █, all qualified officers will receive a CLRP brief from the █ administration section. Eligible officers with a valid SOU on file at █ will complete a letter to loan holder form(s), which will be forwarded to the lender. In the case that the SOU is not on file, but the officer has a valid original SOU, that SOU shall be sent to MCRC for validation and eligibility verification. █ will submit the initial letter to the loan holder and track the return and receipt. The Letter to Loan Holder will serve to establish a base line amount of loan repayment.

CLRP participants will initiate their annual CLRP payments by acquiring the CLRP paperwork from their servicing Installation Personnel Administration Center (IPAC). CLRP participants will engage their local IPAC on the anniversary date of their initial active service date. This is a first year requirement only. Officers will work directly with DFAS for the second and third year payments.

On 10 May 2012, you transferred from The Basic School.

On 1 April 2015, █ notified Director, Manpower Plans and Policies Division, Headquarters, U.S. Marine Corps information regarding the administrative execution of the FY09 CLRP; including the handling of SOU. He stated that he served as the Special Project Officer in charge of CLRP for Officer Programs, MCRC from the period of Oct 2010 to Apr 2011. He stated that a significant number of SOUs were not on file from the OCS summer class of 2008. In such cases, a signed statement from the witnessing officer attesting to the applicant's submission of an SOU was accepted in lieu of the original document. Furthermore, the Board noted that █ arrived to █ on 10 October 2010, for training. While at █ and prior to pick up on 19 April 2011, he was designated as Special Projects Officer from 29 October 2010 to 18 April 2011.

MARADMIN 222/15 published 1 May 2015, effective 1 October 2015, the Defense Finance and Accounting Service (DFAS) will no longer disburse loan reimbursement payments under the programs detailed in MARADMIN 292/11.

On 12 June 2017, you signed a statement of understanding active component officer college Loan Repayment Program. "I understand that repayment will be made at a rate of 33 1/3 percent per year of active component commissioned service; beginning on my join date to TBS, until the █ maximum repayment is achieved. If repayment of qualifying education expenses reaches █ before the three year period is completed, no further repayment will be made. If qualifying expenses do not exceed █ a payment of the remaining amount will not be paid to me. I understand that loans obtained after my commissioning date are not eligible for repayment." Furthermore, "I further understand that on the anniversary of my join date to █ I

will engage with my servicing Personnel Administration Center to ensure continuing payment of CLRP is made.”

On 12 June 2017, you submitted a Sworn Statement that the information contained in that document is true and correct to the best of your knowledge and belief. The attached SOU (signed 12 June 2017) was intended to replace the original document that was not properly forwarded to Marine Corps Recruiting Command by OCS in accordance with the specified obligations in paragraph (10) of MARADMIN 292/11.

You requested that the attached SOU that was not properly forwarded to the MCRC be accepted to assert your eligibility for the FY09 CLRP; the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that there is no evidence that you followed the administrative process with your IPAC and loan holder as outlined in CLRP policy. You assert that you signed an SOU while in OCS in July 2009. MARADMIN 373/08 outlined the procedures for both █ and you to follow. Upon arrival to █, you should have worked with them to ensure that your SOU was properly cited in your OQR and you should have filled out a Letter to Loan Holder form. You provided no evidence of an SOU, a Letter to Loan Holder form, or a CLRP agreement cited in your OQR page 11. In regards to the statement by █ █ that a signed statement from the witnessing officer attesting to the applicant's submission of an SOU was accepted in lieu of the original document, the Board noted that he was referencing SOUs that were missing from the OCS summer 2008 class, not your OCS summer 2009 class. The Board concluded that MCRC determined that █ statement was not sufficient evidence to establish your eligibility for the CLRP. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Finally, the Board considered the BCNR decision document for Docket No. 8991-15 that you submitted with your application and concluded that there is not enough information in the letter to properly compare it to your case.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or 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,

3/14/2022

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Deputy Director

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