



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

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Docket No. 7611-21
Ref: Signature Date

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Dear █ █

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 8 December 2021. The names and votes of the members of the panel will be furnished upon request. 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, relevant portions of your naval record and applicable statutes, regulations, and policies.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested to transfer points to anniversary year ending 12 May 2017 to make it a satisfactory year. The Board in its review of your entire record and application carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded that Department of Defense Instruction 1215.07 stipulates the anniversary year is established by the date the service member entered into active service or active status in a reserve component and time served in a Reserve Officer Training Corps (NROTC) is not creditable for pay purposes. A review of your record indicates you served in NROTC from 25 August 2003 through 12 May 2005. You commissioned on 13 May 2005 and entered active duty on 16 May 2005 through 1 May 2016. Upon release from active duty, you transferred to the Marine Corps Reserve effective 2 May 2016. Based on the erroneous start of your anniversary date on 25 August, you received a satisfactory year of service for 25 August 2004 through 24 August 2005. However, in accordance with the aforementioned policy the Marine Corps corrected your anniversary start

date to 13 May, resulting in your total qualifying service time changing from 15-years to 14-years. The Board does not have the authority to provide you with qualifying service time while in the NROTC program. Moreover, the Board found that the correction to your anniversary year did not cause you to lose a qualifying year of service for anniversary 2016 through 2017. Prior to correcting your anniversary date, you earned 27 points for anniversary year 25 August 2016 through 24 August 2017. Subsequent to the change, you earned 46 points for anniversary year 13 May 2016 through 12 May 2017.

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,

1/26/2022

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Deputy Director

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