



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

█  
Docket No. 1447-22  
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 29 June 2022. 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. In addition, the Board considered the advisory opinion by Headquarters Marine Corps memorandum 1070 MPO of 16 May 2022 and your response to the opinion.

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 establish entitlement to Continuation Pay. 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 you did not meet the eligibility criteria to receive Continuation Pay in accordance with Marine Corps Bulletin 1800 dated 25 June 2019 and Marine Corps Administrative message 691/21. Specifically, the policies indicate Continuation Pay must be elected prior to completing 12 years of service as calculated from the pay entry base date (PEBD). Additionally, the policies specify that notification of eligibility would be sent to eligible Marines 180 days and 30 days before reaching 12 years of service. A review of your record indicates your PEBD is 15 January 2010, and you enrolled in the Blended Retirement System on 31 July 2018. Continuation Pay eligibility notifications were posted to your leave and earning statements 12 times between January 2021 and December 2021 and Marine Online

notifications were posted 13 times from 12 February 2021 through 14 January 2022. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

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,

7/15/2022

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Deputy Director

Signed by: ██████████