



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

██████████  
Docket No. 3801-22  
Ref: Signature Date

████████████████████  
████████████████████  
████████████████████

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 23 March 2023. 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.

You requested to have the Individual Ready Reserve (IRR) transfer transaction and bonus indebtedness rescinded from your record, and a refund of the recouped reenlistment bonus. 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 in accordance with Marine Corps Order 7220R.38C, recoupment of the reenlistment bonus would occur at a prorated amount when a Marine voluntarily transfers to the IRR.

A review of your record indicates you entered active duty on 28 January 1997 and honorably discharged on 22 December 2004. On 3 December 2007, you enlisted in the Marine Corps Reserve for a term of 3 years and signed Statement of Understanding for the Selected Marine Corps Reserve Enlisted Affiliation Bonus (SMCR EAB). By signing the SMCR EAB, you acknowledged that transfer to the IRR is considered a breach of your obligation and the incentive would be recouped at a prorated amount. Your NAVMC 118(3), Chronological Record reflects that you transferred from ██████████) to the IRR on 9 June 2008. Your leave and earning statement dated 29 June 2008, reflects you drilled with RUC ██████████ on 7 June 2008 and 8 June 2008 and specified that your SMCR EAB was being recouped in the amount of \$13,790.28 due to "current pay status FR 0001 20080610 is TRANS from SMCR to

