



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. 7900-23
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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 3 October 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 an adjustment to your Career Retirement Credit Report for anniversary year ending 31 October 2013 to obtain 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 Marine Corps Orders 1001R.1K outlines the requirements to obtain a satisfactory year. Specifically, the policy indicated reservist must earn a minimum of 50 points per anniversary year and serve a full 365/366-day period to complete a qualifying year for retirement purposes. The order further directed that Selected Marine Corps Reserve (SMCR) unit members must perform a minimum of 14 days annual training per fiscal year or be termed an unsatisfactory participant.

A review of your record indicates during anniversary year 1 November 2012 to 31 October 2013, you were assigned to a SMCR unit. On 14 October 2012, you were notified that you were not dentally ready due to dental deficiencies outlined in your NAVMED 6600/12, Reserve Dental Assessment and Certification, which classified you as a Dental Class III. You were given 180 days from 14 October 2012 to correct the deficiency. On 16 July 2013, you were counseled for unsatisfactory participation in the SMCR due to your failure to achieve Dental Class I or II

within the aforementioned prescribed timeframe. The counseling specified “[y]our failure to comply with MCO P1001R.1K has prevented you from fulfilling your annual training requirements and may result in administrative separation or limitation on further service.” Although sympathetic with your situation, the Board determined your inability to execute annual training orders was an issue prior to the premature birth of your child on 20 August 2013, therefore a change to your record is not warranted.

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,

10/14/2023

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Deputy Director

Signed by: █