



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

MEH:mh
Docket No: 3207-01
31 July 2001

[REDACTED]

D [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 31 July 2001. 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, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1160 PERS-815 of 26 June 2001, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously 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,

W. DEAN PFEIFFER
Executive Director

Enclosure




DEPARTMENT OF THE NAVY

**NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000**

1160
PERS-815
26 Jun 01

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: PERS-00ZCB

Subj: BCNR PETITION ICO 

Ref: (a) SNM's DD Form 149 dtd 07 Apr 01
(b) DFAS-CLEVELAND CENTER 200631Z APR 94
(c) NAVADMIN 029/93

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval of the petitioner's request.

a. The petitioner reenlisted on 15 March 1993 for six years and received a zone "B" SRB entitlement for the HT(0000) with an award level of 0.5. The petitioner received the zone "B" SRB entitlement in the total amount of \$4,092.56. The petitioner's EAOS at the time of reenlistment was 28 September 1993.

b. The petitioner received a message from DFAS Cleveland in reference (b), requesting verification concerning the petitioner's SRB entitlement eligibility. Reference (b) indicates that the petitioner was eligible for the zone "B" SRB entitlement based on NEC 3383.

c. Reference (c) released 24 February 1993 listed the zone "B" SRB for NEC 3383 with an award level of 5.5.

d. The petitioner request to have his zone "B" SRB entitlement adjusted to reflect \$14,763.58 vice \$4,092.56 and be paid the difference. However, the petitioner's NAVPERS 1070/604 does not reflect the member earning NEC 3383. Therefore the petitioner is ineligible to receive the \$14,763.58 indicated in reference (b).

2. In view of the above, recommend the petitioner's record remain as is.

3. This is an advisory memorandum to reference (a) for use by the Board for Correction of Naval Records (BCNR) only. Enclosure (1) is returned.



ENC (AW) USN
Head,
Reenlistment Incentives Branch