



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

MEH:ddj
Docket No: 8280-01
20 February 2002

[REDACTED]

[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 20 February 2002. 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 NPC memorandum 1160 Pers 811 of 30 January 2002, 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. Backdating your reenlistment of 7 November 2001 to 22 September 2001 (prior to passing through zone "B"), would not entitle you to a zone "B" Selective Reenlistment Bonus (SRB). You had not completed CTR "A" school by that date and therefore you could not be qualified for a zone "B" SRB for the CTR rating. In this connection, the Board did not concur with the recommendation 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.

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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

BUREAU OF NAVAL PERSONNEL
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

IN REPLY REFER TO
1160
PERS-811
30 Jan 02

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: PERS-00ZCB

Subj: BCNR PETITION ICO [REDACTED]

Ref: (a) SNM's DD Form 149 dtd 08 Nov 01

Encl: (1) BCNR File

1. In response to reference (a), recommend approval of the petitioner's request.
2. The petitioner crossed from Zone B to Zone C eligibility on 23 September 2001.
3. The petitioner had orders to CTR "A" school with a class convening date of 22 May 01 and a projected graduation date of 26 September 2001. It is possible that the petitioner could have graduated early and reenlisted prior to crossing out of Zone B eligibility.
4. Due to a backlog at DONCAF due to restructuring, the petitioner's request for security clearance was not completed in sufficient time to allow him to make his 22 May 01 class convening date, and as a result, did not graduate until well after he crossed out of Zone B eligibility.
5. In view of the above, recommend that the six year reenlistment executed by the petitioner on 07 November 2001 be expunged and a six year Zone B SRB qualifying reenlistment be effected on 22 September 2001

[REDACTED]
PNC (SW) USN
Head
Reenlistment Incentives Branch