



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

MEH:ddj
Docket No: 8622-02
17 December 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 17 December 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 Ser 811/462 of 14 November 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. 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
Ser 811/462
14 Nov 2002

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 27 Sep 02
(b) NAVADMIN 336/01
(c) NAVADMIN 032/02

Encl: (1) BCNR File

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

a. The petitioner reenlisted on 01 February 2002 for six years and received a zone "B" SRB entitlement for the AM(0000) rate offered in reference (b). The petitioner reenlisted to have sufficient obliserve for BUPERS order to COMSTRKFIGHTWINGPAC DET AIMD LEMOORE CA (UIC 44321).

b. Reference (c) released on 11 February 2002 implemented the Location Selective Reenlistment Bonus (LSRB) pilot program. Per reference (c), the LSRB program purpose was to provide an additional SRB award level to individuals that are eligible and receive orders to designated locations/activities. Reference (c) listed COMSTRKFIGHTWINGPAC DET AIMD LEMOORE CA (UIC 44321 AM rate) on the LSRB entitlement.

c. The petitioner requests to receive the LSRB for the reenlistment of 01 February 2002.

d. Navy Personnel Command/OPNAV cannot provide information pertaining to subsequent SRB NAVADMIN's until after the NAVADMIN has been released. Therefore the petitioner could not have been counseled concerning reference (c) prior to the reenlistment. The petitioner's hindsight is not sufficient grounds to receive the LSRB or change the date of reenlistment as no error or injustice was committed.

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.

Subj: BCNR PETITION ICO [REDACTED]

[REDACTED]

MMC(SS) USN
Reenlistment Incentives Branch