



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

JRE  
Docket No. 05954-03  
8 September 2003

[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 5 September 2003. 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.

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.

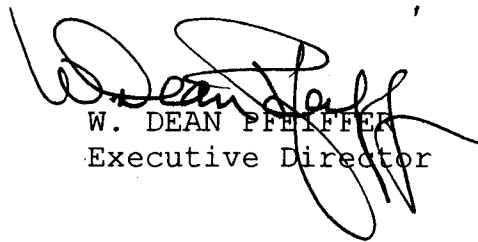
The Board found that you received a fitness report for the 29 July-31 December 2000 period, which indicates that you passed the PFT, and performed your duties in an excellent fashion. It also indicates that you had decided to leave the Marine Corps at the expiration of your enlistment. You underwent a pre-separation physical examination on 2 February 2001, and were found physically qualified for separation. You disclosed a history of multiple medical conditions and injuries, but none was considered disqualifying by the physician who conducted the examination. You were discharged from the Marine Corps on 21 February 2001 by reason of completion of required active service. You received a reenlistment code of RE-1A, to indicate

that you were fully qualified and recommended for reenlistment. Following your discharge, you received disability ratings from the Department of Veterans Affairs (VA) for back strain, Osgood-Schlatter syndrome, sinusitis/rhinitis with headaches, rotator cuff injury, chronic ear infections, and status/post thumb fracture.

The Board noted that your receipt of a disability benefits from the VA does not demonstrate that your discharge from the Marine Corps was erroneous. In this regard, it noted that the VA, unlike the military departments, assigns disability ratings without regard to the issue of fitness for military service. As you have not demonstrated that any of the conditions rated by the VA, either separately or in combination with others, rendered you unfit for duty at the time of your discharge from the Marine Corps, the Board was unable to recommend any corrective action in your case. 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