



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

MEH:ecb
Docket No: 6337-03
21 October 2003



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 21 October 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. In addition, the Board considered the advisory opinion furnished by PERS memorandum 1160 Ser 811/451 dated 26 September 2003, 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 811/451
26 Sep 2003

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORD

Via: PERS-OOZCB

Subj: BCNR PETITION ICO [REDACTED]

Ref: (a) SNM'S DD Form 149 dtd 22 Jul 03
(b) NAVADMIN 032/02

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval to the petitioner's request.
2. The petitioner reenlisted on 22 March 2002 for six years and received a zone "C" SRB entitlement for the AT(0000) rate. Reference (b) released on 11 February 2002 implemented the Location Selective Reenlistment Bonus (LSRB) for eligible members at designated locations.
3. The petitioner's command location at the time of reenlistment was [REDACTED]. Reference (b) listed the UIC 44321 as a LSRB eligible command.
4. The petitioner requests to receive the additional award level for the LSRB UIC 44321. Per reference (b), for a member currently serving in a qualifying activity identified by the UIC, they must have a minimum of 24 months remaining on the prescribed tour of duty at the time the LSRB is awarded and the reenlistment contract is signed. The petitioner's PRD at the time of reenlistment was November 2003. The petitioner is not eligible to receive the LSRB entitlement.
5. In view of the above, recommend the petitioner's record remain as is.
6. This is an advisory memorandum to reference (a) for the use by the Board for correction of Naval Records (BCNR) only. Enclosure (1) is returned.

[REDACTED]
MMC(SS) USN
Reenlistment Incentives Branch