



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

REC
Docket No: 13350-10
27 December 2010

[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 15 December 2010. 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 the evidence submitted was insufficient to establish the existence of probable material error or injustice.


You enlisted in the Navy on 8 July 1985. You then affiliated with the Navy Reserve on 7 July 1990. You participated honorably until 1 October 2007. On 11 October 2007, your request to be transferred to the Retired Reserve was approved by the Bureau of Naval Personnel Command (PERS-912) for having 22 years of qualifying service. On 28 September 2010, you submitted a request to the Bureau of Naval Personnel Command, requesting to reaffiliate with the Selected Reserve. On 28 October 2010, the Bureau of Naval Personnel Command (PERS-911) stated in their letter that you acquired sufficient points for retirement and are not eligible to transfer to the Ready Reserve or actively participate in a drilling status. The Board noted that a commanding officer has provided the fact that there are three vacant billets in his unit. However, the Board does not override the Navy's management of manpower issues.

The Board, in its review of your application, carefully weighed all potentially mitigating factors, such as your overall record of service. Nevertheless, the Board found that these factors were not sufficient to warrant changing your status to the

Selected Reserve, given the fact that you requested to be transferred to the Retired Reserve, which was approved by the Bureau of Naval Personnel Command (PERS-911). 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