



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 100
ARLINGTON, VA 22204-2490

Docket No: 5326-17

FEB 22 2018

Dear [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 January 2018. The names and votes of the members of the panel will be furnished upon request. 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, relevant portions of your naval record, and applicable statutes, regulations, and policies. The enclosed advisory opinion (AO) provided in Headquarters, Marine Corps (RAP) memorandum was sent to you on 29 September 2017 for an opportunity to comment prior to being considered by the Board. After the 30 day period for comment expired without a response, the case was presented to the Board.

The Board carefully considered your desire to be placed on the Inactive Status List (ISL) and in effect, remove your failures of selection to lieutenant colonel. The Board considered your contention that you should have been placed on the ISL, which would have made you ineligible for consideration by the promotion board. The Board also considered your argument that you were unable to drill with any unit in any capacity due to your civilian job. The Board significantly concurred with the AO and concluded that you were not eligible for involuntary transfer to the ISL, and therefore properly considered for promotion. The Board determined that your desire to be placed on the ISL and removal of your failures of selection is not warranted. Accordingly, your application has been denied.

It is regretted that the circumstances of your case are such that favorable action cannot be taken at this time. You are entitled to have the Board reconsider its decision upon the submission of new and material evidence. New evidence is evidence 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,



Executive Director

