

DEPARTMENT OF THE NAVY BOARD FOR CORRECTION OF NAVAL RECORDS 701 S. COURTHOUSE ROAD, SUITE 1001 ARLINGTON, VA 22204-2490

> Docket No. 628-24 Ref: Signature Date

Door	
Dear	

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 15 August 2024. 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. In addition, the Board considered the advisory opinion contained in Headquarters, U.S. Marine Corps memorandum 5420 MMEA of 2 July 2024 and your response to the advisory opinion.

You requested to receive the Fiscal Year 2024 Zone C Aircraft Maintenance Kicker per MARADMIN 278/23, the Board in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You assert that, "[i]n my initial rebuttal paperwork, I was attempting to make clear that my ORIGINAL re-enlistment paperwork was routed WELL BEFORE my 14-year mark, thus making that section inapplicable in MARADMIN 278/23, section 6.c. The original request was based around the fact that my original RELM package was outside of my control for direction of routing, but it was well within the timely requirement of the AMK." However, the Board concluded that on 24 December 2019, you reenlisted for 4 years and 4 months and received a \$20,000 Zone C Aircraft Maintenance Kicker. In accordance with DoDI 1304.29,¹ you are only eligible for one Zone C SRB. The

¹ Published on 15 December 2004, "Zone C Eligibility. The enlisted Service member must: E1.2.3.4.1. Have completed at least 10 but no more than 14 years of active duty on the date of reenlistment or beginning of an extension of enlistment. E1.2.3.4.2. As a result of the reenlistment or extension, when coupled with existing active service, have a total period of obligated active duty of at least 14 years. E1.2.3.4.3. Not have received a Zone C SRB."

Board determined that although you routed your reenlistment package well before you entered Zone D, you were not eligible to receive another Zone C SRB, and that adjusting your reenlistment date to reflect a reenlistment in Zone C would not restore your eligibility. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or 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,

