



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

LCC:lc
Docket No: 511-99
25 May 1999

[REDACTED]
[REDACTED]
USN

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 25 May 1999. 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 NPC memorandum 1160 NPC-815 of 7 April 1999, 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
NPC-815
07 Apr 99

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS
Via: NPC-00ZCB

Subj: BNCR PETITION ICO [REDACTED] USN, [REDACTED]

Ref: (a) SNM's DD Form 149 dtd 18 Jan 99
(b) MILPERSMAN 1160-100
(c) MILPERSMAN 1510-020

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval to petitioner's request.
 - Petitioner received a STAR approval from NPC 815 on 24 0930z Feb 1998. Petitioner was an E3 at time of STAR approval.
 - Petitioner reenlisted for four years on 27 Feb 1998 under the STAR program and received a zone "A" SRB for this reenlistment. Petitioner was an E3 at the time of reenlistment.
 - Petitioner requests to receive automatic advancement to paygrade E4 effective the date of reenlistment by way of the STAR program benefits.
 - Per references (b) and (c), automatic advancement under the STAR program is not a guarantee. Automatic advancement eligibility is based on the Career Schools List in effect on the date of reenlistment. Additionally, non- AEF E3 personnel at time of STAR reenlistment are not eligible for automatic advancement under STAR.
2. In view of the above, recommend petitioner's record remain as is.
3. This is an advisory memorandum to reference (a) for use by the Board for Correction of Naval Records (BCNR) only. Enclosure (1) is returned.

[REDACTED]
Head,
Reenlistment Incentives Branch