



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

JLP:ddj
Docket No: 3190-99
24 August 1999



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 24 August 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 BUPERS memorandum 1780 PERS 604 of 29 July 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

1780
PERS-604

29 JUL 1999

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Via: Assistant for BCNR Matters (PERS-00ZCB)

Subj: REQUEST FOR COMMENTS AND RECOMMENDATIONS ICO SH [REDACTED]

Ref: (a) NPC memo 5420 PERS-00ZCB of 8 Jul 99
(b) OPNAVINST 1520.24B
(c) Title 38, United States Code, Chapter 30

1. The following is provided in response to reference (a):

a. The Navy's Scholarship Program only applies to officers desiring to pursue education beyond the baccalaureate level as described in reference (b). [REDACTED] is not eligible for the Scholarship Program.

b. The program [REDACTED] may have been referring to is the Navy College Fund (NCF) Program. NCF Program is offered as an enlistment incentive only at the time of enlistment to members who meet the basic eligibility criteria outlined in reference (c). It is offered only at the discretion of the classifier and not all applicants are offered the NCF Program.

c. The DD Form 1966/1 is the only official document used to identify enlistment guarantees. A review of [REDACTED] enlistment contract shows he was guaranteed "5 Year Obligation (5Y/O) Hospital Corpsman (HM) "A" School" only and not NCF Program as initialed by SHSA Pratt. Recommend the Board disapprove SHSA Pratt's request as no counseling inconsistencies were noted.

2. [REDACTED] elected to enroll in the Montgomery GI Bill (MGIB) Program 14 August 1998. The present educational assistance benefit is \$528.00 per month for 36 months. The monthly entitlement is adjusted yearly based on the Consumer Price Index.

3. PERS-604's point of contact is Mr. Linden Butler who can be reached at (DSN) 882-4246 or (C) 901-874-4246.

T. J. CEPRAK
Captain, U.S. Navy
Director, Navy Drug & Alcohol,
Fitness, Education, and
Partnerships Division (PERS-60)