



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

TRG
Docket No: 2965-01
22 June 2001

[REDACTED]

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 19 June 2001. 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 that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you were commissioned an ensign in the Naval Reserve on 16 May 1993. During the next seven years, you were designated a naval aviator, augmented into the Regular Navy, promoted to lieutenant, and otherwise served in an excellent manner. On 8 June 1960 you reported aboard the USS PINE ISLAND (AV 12). From that date until 22 September 1962 you received six consecutive adverse or marginal fitness reports from four different reporting seniors.

You reported to your next duty station on 26 October 1962. The subsequent fitness reports show excellent to outstanding performance of duty. However, because of the poor fitness reports, you failed of selection to the grade of lieutenant commander on two occasions. Due to the two failures of selection your discharge from the Navy was required. You were honorably discharged on 30 June 1964 and paid severance pay in the amount of \$13,750.00.

You contend in your application that the executive officer on the PINE ISLAND was notorious throughout the Navy for ruining officer's careers and you were not the only one who received

adverse fitness reports at that time. You believe that the injustice that was done to you can only be rectified by placing you on the retired list.

Based on the lack of any corroborating evidence the Board was unable to conclude that four different reporting seniors would all submit fitness reports that did not accurately reflect your performance and conduct. 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