



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

TRG
Docket No: 3398-00
27 June 2001



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 26 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 honorably discharged on 3 January 1994 for the purpose of entering an officer training program. On 4 January 1994 you accepted an appointment as a midshipman at the Navy Reserve Officer Training Corps (NROTC) unit at the Georgia Institute of Technology. You then served in an excellent manner for over three years. On 11 June 1997 you requested disenrollment from the NROTC program because of the requirement that you become an unrestricted line officer when you desired an appointment as a restricted line officer in cryptology, and your desire to attend graduate school. You further requested that you be permitted to reimburse the government for the cost of your education, in lieu of a requirement that you perform active enlisted service. On 29 September 1997 the Assistant Secretary of the Navy (Manpower and Reserve Affairs) approved your discharge and directed monetary recoupment of \$28,005.00, the cost of your education.

In your application you are requesting a waiver of the recoupment action because of financial hardship. The Board notes that you were in good standing in the ROTC program and would have been

commissioned upon graduation, and your disenrollment was completely voluntary. Further, you made a specific request for monetary recoupment rather than active enlisted service, and that request was granted. Given the circumstances, the Board concluded that a waiver of the reimbursement action was not warranted.

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