

JLP:ddj Docket No: 3895-00 24 October 2000

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Dear PETTY OFFICER

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 October 2000. 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 9 August 2000, 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

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MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF NAVAL RECORDS

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

Subj: REQUEST FOR COMMENTS AND RECOMMENDATIONS ICO

Ref: (a) CNPC memo 5420 PERS-00ZCB of 11 Jul 00 (b) Title 38, United States Code, Chapter 30

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

a. Recommend the Board deny STS3 request to add Navy College Fund (NCF) Program enlistment guarantee to his master record. Reference (b) stipulates recruits opting for any enlistment bonus are not eligible for the NCF Program. The NCF Program as well as the Enlistment Bonus program can only be offered at the time of enlistment. The Enlistment Document (DD Form 4) is the official document used to identify all enlistment guarantees.

b. A review of STS3 **Control** s DD Form 4 indicates he was guaranteed "Sonar Technician (Submarine) Class "A" School and a \$4,000 Enlistment Bonus," but not NCF Program. STS3 signed and initialed the annex to his DD Form 4 indicating he reviewed this document and the information was correct. Because he was offered an enlistment bonus, STS3 to be offered NCF Program. No administrative inconsistencies pertaining to enlistment guarantees exist in his master record.

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

Captain, ♥.S. Navy Director, Navy Drug & Alcohol, Fitness, Education, & Partnerships Division (PERS-60)