



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

MEH:ddj
Docket No: 4212-01
24 July 2001



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 July 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. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum of 5 July 2001, 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

5 JULY 01

From: FCC(SW) [REDACTED], USN

To: BOARD FOR CORRECTION OF NAVAL RECORDS

Subj: COMMENTS AND RECOMMENDATIONS IN CASE OF [REDACTED]
[REDACTED]

1. I do not concur with members request to amend his Naval record.
2. The obliserve to train option is designed for members on active duty who are currently not eligible for an Selective Reenlistment Bonus and are approaching there EAOS. If the members are in or going into a training status that would provide an SRB after graduation this would be authorized.

SNM was separated from the service for 4 years and 4 months. He did not have continuos service so his contract was not a reenlistment. He was sent to Fire Control "A" school at the request of his rating detailer to refresh his rating skills.

No schools were guaranteed in his contract and he did not reenlist, he enlisted in the Navy. This makes him ineligible for the Obliserve-to-Train option.

3. SNM states he reenlisted/enlisted for a 4 year enlistment with a 2 year extension. This is false. SNM only enlisted for 4 years with no extension.

[REDACTED]
PERS406CF2 Rating Detailer