



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

JLP:ddj
Docket No: 4765-00
03 October 2000

SN [REDACTED] USN
[REDACTED]

Dear SEAMAN [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 03 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 CNO memorandum 5420 N130D1/0U0405 of 10 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
OFFICE OF THE CHIEF OF NAVAL OPERATIONS
2000 NAVY PENTAGON
WASHINGTON, D.C. 20350-2000

IN REPLY REFER TO

5420
N130D1/OU0405
10 Aug 2000

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Subj: COMMENT AND RECOMMENDATION IN THE CASE OF SEAMEN [REDACTED]
[REDACTED] USN, [REDACTED]

Encl: (1) BCNR File # 04765-00 with Microfiche Service Record

1. The following provides comment and recommendation on Seamen Hembree's petition.
2. N130 recommends deny Seamen [REDACTED]'s petition for an Enlistment Bonus (EB).
3. Seamen [REDACTED], an Other Service Veteran (OSVET), enlisted in the Navy through the Delayed Entry Program (DEP) on 25 April 2000 under the OSVET PRISE III Aviation Structural Mechanic Safety Equipment Class "A" School Guarantee Program. In his petition, Seamen [REDACTED] claims he is entitled to an EB for assignment to the AME rating and requests favorable action that will allow payment in the amount of \$5,000.
4. EB is not an entitlement, but a recruiting tool used at the discretion of recruiters and classifiers to entice individuals to enlist in critical skills. The EB program is budgeted on quotas provided to the Commander, Navy Recruiting Command and the Enlisted Community Manager, not by the number of A-school accession seats. Every recruit is not offered nor receives an EB. Seamen [REDACTED] enlisted under the PRISE III Program, which is not an EB eligible program as listed in the applicable BUPERS GENADMIN EB message. Recruits enlisting in non-EB eligible programs are not required to be counseled regarding the EB option.
5. BCNR case file with microfiche service record is returned herewith as enclosure (1).

[REDACTED]
Assistant, Enlisted Bonus
Programs Branch