



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

LCC:ddj
Docket No: 5529-01
25 September 2001



Dear _____:

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 25 September 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. Your Final Multiple Score (FMS) of 157.00 minus .25 for the additional 6 months time in rate for the March 2001 Exam would give you a FMS of 156.75 to be applied to the September 2000 Exam for consideration for advancement. Individuals who were selectees to be advanced from the September 2000 Exam had to meet a Final Multiple Cut of 177.68. 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



DEPARTMENT OF THE NAVY

NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

1430
Ser Pers852
20 Aug 01


MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS (BCNR)


Via: Assistant for BCNR Matter (PERS-00XCB)

Subj: COMMENTS AND RECOMMENDATIONS IN THE CASE OF


Ref: (a) BUPERSINST 1430.16E

Encl: (1) BCNR File #05529-01

1. Based on policy and guidelines established in reference (a), enclosure (1) is returned recommending disapproval.
2. Current policy requires if an exam cycle is missed the member must take the next scheduled and be a selectee from that exam in order to be considered for backdating of advancement. Petty Officer  is not currently a selectee. No relief can be recommended with regards to this request.


By direction