



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

LCC:ddj
Docket No: 476-02
29 January 2002

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subject: [REDACTED]

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments
(2) CMC memorandum RFL-F7 of 29 March 2001
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show the Pay Entry Base Rate (PEBR) was established as the date the Petitioner signed the documents for the Officer Candidate Course (OCC) or the Platoon Leaders Course (PLC), whichever Program applied to the Petitioner.

2. The Board, consisting of George, Goldsmith, and Pfeiffer, reviewed Petitioner's allegations of error and injustice on 29 January 2002 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

That Petitioner's naval record be corrected, where appropriate, to show that:


a. On 30 May 1989 Petitioner enrolled in the OCC/PLC Program, whichever was applicable to the Petitioner, and was directed to report to the applicable Marine Corps Recruiting Office for one (1) day of active duty for training **without pay** effective 30 May 1989. The day of active duty for training without pay was for briefing and familiarization with the OCC/PLC Program, whichever would be applicable to the Petitioner. This one (1) day of active duty for training without pay validates Petitioner's PEBD of 30 May 1989.

(NOTE: For Petitioner and DFAS-DE/POCC - Petitioner will not be entitled to any payment of monies as a result of this action.)

b. That a copy of this Report of Proceedings be filed in Petitioner's naval record.


4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder


G. L. ADAMS
Acting Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

29 January 2002


W. DEAN PFEIFFER
Executive Director