



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

JLP:ddj
Docket No: 2889-02
20 August 2002

[REDACTED]

Dear [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 20 August 2002. 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 CDR NAVRESFOR memorandum 1780 Ser N12/636 of 31 July 2002, 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

COMMANDER NAVAL RESERVE FORCE
4400 DAUPHINE STREET
NEW ORLEANS, LOUISIANA 70146-5046

IN REPLY REFER TO:

1780

Ser N12/ **636**

31 JUL 2002

From: Commander, Naval Reserve Force
To: Board for Correction of Naval Records

Subj: [REDACTED]

Ref: (a) BCNR Docket 02889-02
(b) Defense Manpower Data Center (DMDC) Database
(c) COMNAVRESFORINST 1780.1A

1. Commander, Naval Reserve Force does not support [REDACTED] request to have her Montgomery GI Bill Selective Reserve benefits reinstated.

2. Reference (b) shows that eligibility for the MGIB-SR was established for [REDACTED] on April 3, 1991, while a member of the Coast Guard Reserve. On December 16, 1996, she transferred directly to the Naval Reserve. At that time the Naval Reserve continued her eligibility for MGIB-SR.

3. Per reference (c), [REDACTED] 10 year delimiting date for use of MGIB-SR benefits was April 3, 2001. Therefore, she is no longer eligible for further MGIB-SR benefits.

4. Point of contact is NCC [REDACTED] at commercial (504) 678-6649 or DSN 678-6649.

[REDACTED]
By direction

AUG 7 2002