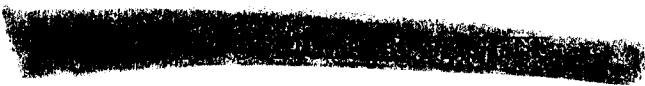
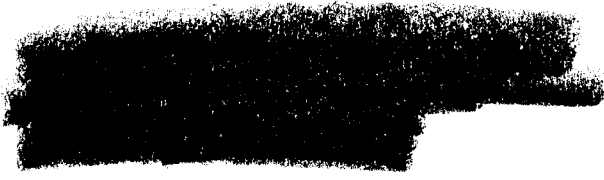




DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

MEH:ddj
Docket No: 5771-00
20 March 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 20 March 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 1160 PERS 815 of 13 February 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



DEPARTMENT OF THE NAVY

**NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000**

1160
PERS-815
13 Feb 01

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORD

Via: PERS-00ZCB

Subj: BCNR PETITION ICO [REDACTED]

Ref: (a) SNM'S DD Form 149 dtd 22 Aug 00
(b) NAVADMIN 050/00

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval of the petitioner's request.

a. The petitioner reenlisted on 11 June 2000 for four years to have sufficient obliserve for BUPERS orders 3169 to SPAWARSYSCEN NEU DET PAC SD via TAD orders to NEC 1678 "C" training at FLETRACEN SAN DIEGO CA. The petitioner's EAOS at the time of reenlistment was 01 August 2000.

b. The petitioner received a zone "A" SRB entitlement for the ETSW(0000) rate at the time of reenlistment. However, the petitioner earned only 45 months of SRB due to his EAOS of 01 August 2000.

c. The petitioner requests to change his reenlistment date to 01 August 2000 and receive the zone "A" SRB entitlement without monetary loss. However, the petitioner transferred for BUPERS orders in June 2000 and was in a student status on 01 August 2000.

d. The petitioner was advised that he was eligible to sign a NAVPERS 1070/613 agreeing to reenlist at his EAOS of 01 August 2000. Reference (b), established an opportunity for service members to sign a NAVPERS 1070/621 extension and agree to reenlist at the completion of training without monetary loss.

(1) The petitioner was ineligible to utilize the option(s) offered in reference (b) because there was not a SRB offered for NEC 1678 and the ETSW(0000) was eligible for SRB. Additionally, the petitioner would have passed through the zone "A" SRB window on 01 August 2000 while in the student status.

2. In view of the above, recommend the petitioner's record remain as is.

Subj: BCNR PETITION ICO [REDACTED]

3. This is an advisory memorandum to reference (a) for use by the Board for Correction of Naval Records (BCNR) only. Enclosure (1) is returned.

[REDACTED]
ENC (AW) USN
Head,
Reenlistment Incentives Branch