



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

MEH:ddj  
Docket No: 6287-01  
20 February 2002

[REDACTED]

[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 February 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 NPC memorandum 1160 PERS-811 of 30 January 2002.

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. A member may receive only one Selective Reenlistment Bonus (SRB) in each SRB zone. You received a zone "B" SRB for the reenlistment executed on 9 April 1999, which makes you ineligible for a zone "B" in August 2001. The Board found no evidence of improper counseling regarding the April reenlistment. In this connection, the Board did not concur 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




DEPARTMENT OF THE NAVY

BUREAU OF NAVAL PERSONNEL  
5720 INTEGRITY DRIVE  
MILLINGTON TN 38055-0000

IN REPLY REFER TO  
1160  
PERS-811  
30 Jan 02

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

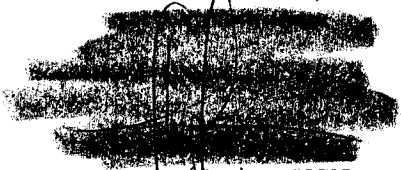
Via: PERS-00ZCB

Subj: BCNR PETITION ICO 

Ref: (a) SNM's DD Form 149 dtd 08 Aug 01

Encl: (1) BCNR File

1. In response to reference (a), recommend approval of the petitioner's request.
2. On 21 August 2001, the day that the petitioner crossed from Zone B to Zone C eligibility, he was fully eligible to reenlist for SRB. He had obtained the 9211 NEC and since he was about to cross to Zone C, the fact that his desired reenlistment time was not in the same FY as his EAOS is irrelevant.
3. Had the petitioner been properly counseled at the time, he would have reenlisted on or before 20 August 2001.
4. In view of the above, recommend that a Zone B qualifying reenlistment be effected on 20 August 2001 for a period of time to be specified by the petitioner.
5. This is an advisory memorandum to reference (a) for use by the Board for Correction of Naval Records (BCNR) only. Enclosure (1) is returned.

  
PNC (SW) USN  
Head  
Reenlistment Incentives Branch