

DEPARTMENT OF THE NAVY

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

JLP:ddi

Docket No: 6331-02 29 October 2002





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 29 October 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 CMC memorandum 1000 G3OPS of 11 September 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

ST OF STATE OF STATE

UNITED STATE MARINE CORPS

MARINE CORPS RECRUITING COMMAND 3280 RUSSELL ROAD QUANTICO, VA 22134-5103

1000 G30PS 11 Sep 02

MEMOANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF NAVAL RECORDS

Subj: ADVISORY OPINION IN THE CASE OF LANCE CORPORAL

Ref: (a) MCO P1130.53P

- 1. After a careful review of Lance Corporal request, we recommend that his petition be disapproved.
- 2. Our records indicate that Lance Corporal Desceptible under the (AJ) program **only**. A shipping bonus was not assigned to SNM during the time he shipped, although they were available. A separate Statement of Understanding is required in order to be assigned a shipping bonus. Lance Corporal Data did not provide sufficient evidence that he was assigned a shipping bonus.

By direction