



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

TRG
Docket No: 5536-07
28 January 2008

[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 23 January 2008. 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.

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.

You enlisted in the Marine Corps Reserve on 15 March 1957 and served in an excellent manner for over five years, when you transferred to the Individual Ready Reserve to complete the remainder of your six year military obligation. You were honorably discharged on 14 March 1963 at the end of your six year military obligation. During, your service you were on active duty for about 81 days while undergoing recruit training and performed 15 days active duty for training on four occasions.

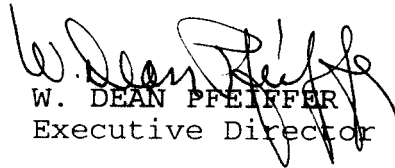
In your application, you are requesting that your enlistment contract be changed to show that you enlisted in the Regular Marine Corps so that your record will show that you are eligible for a five point veterans' preference and you can obtain a government job.

It is clear that you voluntarily enlisted in the Marine Corps Reserve and there was no single period of active duty which was long enough to require the issuance of a DD Form 214. Since you have been treated no differently than others in your situation, the Board could not find an error or injustice in your case.

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