



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

SMW
Docket No: 5851-07
25 February 2008



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 21 February 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. In addition, the Board considered the advisory opinion furnished by Headquarters Marine Corps, 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 regard, 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.

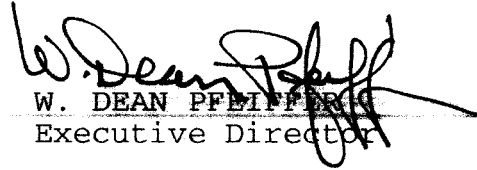
It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in 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.

The Board noted that you should contact Headquarters Marine Corps, Manpower and Reserve Affairs, Manpower Management Support Branch (MMSB-12), 2008 Elliot Road, Quantico, Virginia 22134 to request that administrative corrections be made on your DD Form 214, specifically, the record of service.

The Board further noted that although the RE-4 reenlistment code prevents you from reenlisting in the Marine Corps, other branches of the armed forces such as the Army National Guard, may consider you for enlistment.

Your damaged Official Military Personnel File (OMPF) that was submitted with your application is returned as requested in addition to a replacement.

Sincerely,


W. DEAN PFEIFFER
Executive Director

Enclosures