



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

JRE
Docket No. 06833-10
18 April 2011

[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. You requested that your record be corrected to show that you enlisted in the Marine Corps on 15 August 1974, and were discharged by reason of physical disability.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 7 April 2011. 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.


Enclosed is a copy of your enlistment contract, which establishes that you enlisted on 20 August 1974, rather than on 15 August 1974 as you contend. Accordingly, your request for correction of the date of your enlistment has been denied.

With regard to your request for correction of the reason and authority for your separation, the Board noted that in accordance with regulations in effect in 1974, the reason and authority for

separation were not listed in your copy of the DD Form 214 you were issued at separation; however, the service copy of that form which is filed in your record contains the following entry in item 9c, Reason and Authority for Separation: "MARCORSEPMAN 277". That entry indicates that you were separated by reason of physical disability without entitlement to severance pay. A copy of that form is enclosed.

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