



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

JSR  
Docket No: 6696-11  
6 October 2011

Dear Master Sergeant [REDACTED]

This is in reference to your letter dated 31 May 2011, seeking reconsideration of your previous application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552. You have again requested removing the service record page 11 ("Administrative Remarks (1070)") entry dated 20 May 2010 and your rebuttal dated 24 May 2010. In your previous case, docket number 13191-10, the entry and rebuttal were modified on 3 March 2011.

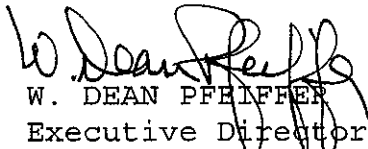
A three-member panel of the Board for Correction of Naval Records, sitting in executive session, reconsidered your case on 6 October 2011. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary 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. In addition, the Board considered the advisory opinions from Headquarters Marine Corps dated 9 and 26 August 2011, copies of which are attached, and your letter dated 20 September 2011.

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 opinions. If it is true that you used your Government Travel Credit Card unintentionally, the Board found the use still would have been

unauthorized. If you are correct that you reported the use in question, and that you requested to add a day of leave to what had been approved, the Board found these would be only mitigating factors. Finally, the Board was unable to find your rebuttal was not considered, even if you are correct that you transferred immediately after receiving the contested entry. In view of the above, the Board again voted to deny your request for complete removal of the page 11 entry and your rebuttal. 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

Enclosure