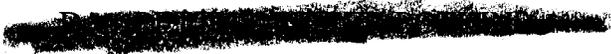




DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

MEH:ddj  
Docket No: 8590-02  
10 December 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 10 December 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 NPC memorandum 1160 Ser 811/456 of 12 November 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

Enclosure



DEPARTMENT OF THE NAVY  
NAVY PERSONNEL COMMAND  
5720 INTEGRITY DRIVE  
MILLINGTON TN 38055-0000

1160  
Ser 811/456  
12 Nov 2002

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: PERS-00ZCB

Subj: BCNR PETITION ICO [REDACTED]

Ref: (a) SNM's DD Form 149 dtd 26 Sep 02  
(b) Chairman, Board for Correction of Naval Records ltr of response dtd 23 July 2002  
(c) NAVADMIN 097/02

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval of the petitioner's request.

a. Per reference (b), the petitioner's NAVET enlistment contract of 17 May 2001 was corrected to reflect two years via the PRISE III program. Additionally, the petitioner was given a NAVPERS 1070/621 extension for 24 months for the successful completion of the MMS "A" school training.

b. The petitioner reported on board the USS THE SULLIVANS (DDG 68) on 09 April 2002. The petitioner request to effect a six year reenlistment on 15 June 2002 and receive a zone "B" SRB entitlement tax free for the GSM(0000) rate.

c. Based on the petitioner change of records in reference (b), the member EAOS is 17 May 2003 with a SEAOS of 17 May 2005. Per reference (c), sailor may reenlist anytime within the same fiscal year as their EAOS. The petitioner's EAOS is 17 May 2003, which is in the next fiscal year.

2. In view of the above, recommend the petitioner record remain as is.

3. This is an advisory memorandum to reference (a) for use by the Board for Correction of Naval Records (BCNR) only. Enclosure (1) is returned.

[REDACTED]  
MMC(SS) USN  
Reenlistment Incentives Branch