



DEPARTMENT OF THE NAVY

BUREAU OF NAVAL PERSONNEL  
5720 INTEGRITY DRIVE  
MILLINGTON TN 38055-0000

1100 REPLY REFER TO  
PERS-815  
08 Jun 99

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS  
Via: PERS-00ZCB

Subj: BCNR PETITION ICO EN3 [REDACTED] USN, [REDACTED]

Ref: (a) SNM's DD Form 149 dtd 30 Nov 98  
(b) MILPERSMAN 1160-100  
(c) MILPERSMAN 1510-020

Encl: (1) BCNR File

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

- Petitioner received a STAR reenlistment approval from PERS 292(815) on 02 Feb 1995.

- Petitioner reenlisted for 4 years on 13 Mar 1995 under the STAR program to attend NEC 4398 "C" school (K-652-216) with an completion date of 26 Sep 1995.

- Petitioner was automatically advanced to Petty Officer Second Class upon completion of training. However, petitioner was reduced back to Petty Officer Third Class when she reported on board the USS BRISCOE.

- Petitioner requests to receive the Petty Officer Second eligibility back by reason of the STAR program.

- Per references (b) and (c), automatic advancement under the STAR program is not a guarantee. Automatic advancement eligibility is based on the Career Schools List (CSL) in effect on the date of reenlistment.

- On the date of petitioner's reenlistment, the training which petitioner completed was not listed on the CSL. The NEC which petitioner holds (4398) was not listed on the CSL. Therefore, petitioner is not eligible for the automatic advancement portion of the STAR program.

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

3. Enclosure (1) is returned.

  
S. R. CHRISTY  
Head, Reenlistment  
Incentives Branch



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

LCC:tj  
Docket No: 8650-98  
13 July 1999

[REDACTED]

Dear PETTY OFFICER [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 13 July 1999. 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 BUPERS Memorandum 1160 PERS-815 of 8 June 1999, 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