

**DEPARTMENT OF TRANSPORTATION
BOARD FOR CORRECTION OF MILITARY RECORDS**

Application for the Correction of
the Coast Guard Record of:

**FINAL DECISION
BCMR Docket No. 2000-145**

SUMMARY OF THE RECORD

ANDREWS, Attorney-Advisor:

The applicant asked the Board to correct his record to show that he reenlisted for 6 years on May 2, 2000 (the day after he was promoted to xxx, pay grade E-5), instead of May 1, 2000 (the day he was promoted). The record indicates that he was wrongly advised by his command that if he reenlisted on May 1, 2000, he would receive a selective reenlistment bonus (SRB) at the E-5 level under ALDIST 184/99. However, under COMDTINST 7220.33, § 3.f.(1), SRBs are calculated based on the member's pay grade on the day before he signs a reenlistment contract. As a result of his command's erroneous advice, the applicant received an SRB calculated at the E-4 level instead of E-5. If he had been properly advised, he could have waited a day to reenlist.

On January 26, 2001, the Chief Counsel of the Coast Guard recommended that the Board grant the applicant's request. He pointed out that the applicant's command was not actually authorized to reenlist him in May 2000 because his enlistment would not end for another three years, but he argued that since the mistake was made and the applicant was promised an SRB at the E-5 level, the Board should correct his record.

FINDINGS AND CONCLUSIONS

Under COMDTINST 7220.33, the applicant was entitled to proper counseling concerning his eligibility for an SRB when he reenlisted on May 1, 2000, even though his command erred in offering him a reenlistment contract. His command erroneously advised him that if he reenlisted on May 1, 2000, he would receive an SRB at the E-5 level. If he had been properly counseled, he would have reenlisted on May 2, 2000, to receive the SRB at the E-5 level under ALDIST 184/99. Accordingly, the applicant's request should be granted.

ORDER

The military record of XXXXXXXXXX, USCG, shall be corrected to show that he reenlisted for 6 years on May 2, 2000, instead of May 1, 2000. The Coast Guard shall pay him the amount due under ALDIST 184/99 as a result of this correction.

April 19, 2001

Date

Nancy Lynn Friedman

Robert A. Monniere

Blane A. Workie