



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

DJC
Docket No. 6391-06
8 November 2006

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: [REDACTED]

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments
(2) NPC Memo 5730 PERS 4913 dtd 4 Oct 06
(3) Subject's naval record

1. Pursuant to the provisions of reference (a) Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to establish entitlement of a "T1A" Reserve Enlisted Incentive Bonus.

2. The Board, consisting of Mr. Brezna, Mr. Neuschafer, and Mr. Grover, reviewed Petitioner's allegations of error and injustice on 7 November 2006 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has partial merit and warrants partial favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds that partial corrective action is warranted. To the portion of Petitioner's request seeking a Reserve Enlisted Incentive Bonus, the Board finds the existence of an error or injustice warranting the corrective action described below. However, to the portion of Petitioner's request seeking an incentive bonus for participation in the FTS program, the Board finds that the evidence submitted was

insufficient to establish the existence of probable material error or injustice for the reasons stated in the attached advisory opinion.

RECOMMENDATION:

That Petitioner's naval record be corrected, where appropriate, to show that:

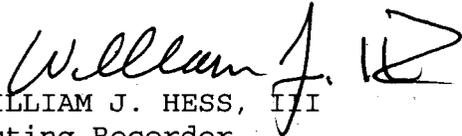
a. After reenlisting in the Navy Selected Reserves, on 11 December 2005, Petitioner submitted an application for a Reserve Enlisted Incentive Bonus for the HM-FMF(8404) rate/NEC.

b. This change will entitle Petitioner to a prorated amount of the incentive bonus for the period of 11 December 2005 to 31 March 2006. Remaining obligated service beyond 1 April 2006 will not be included in the Enlisted Incentive Bonus calculation while the petitioner is in the Full Time Support (FTS) program.

c. A copy of this Report of Proceedings will be filed in Petitioner's naval record.

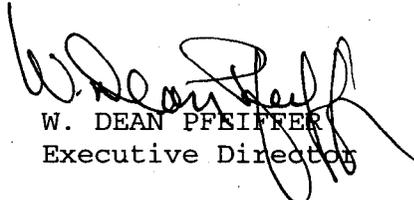
4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder


WILLIAM J. HESS, III
Acting Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

8 November 2006


W. DEAN PFEIFFER
Executive Director