



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

DJC
Docket No. NR7197-13
4 Sep 13

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 dtd 3 Jul 13
(3) Subject's naval record

1. Pursuant to the provisions of reference (a) Subject's daughter, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show the Widow made a claim for Reserve Component Survivor Benefit Plan (RCSBP) annuity payments within six years following the service member's 60th birthday.

2. The Board, consisting of Mr. Pfeiffer, Mr. Zsalman, and Mr. George, reviewed Petitioner's allegations of error and injustice on 3 September 2013 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 merit and warrants 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 the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

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

a. Note: [REDACTED]

b. On or about [REDACTED] (widowed spouse) submitted a DD Form 1884 (Annuity under the Retired Serviceman's Family Protection Plan and/or Survivor Benefit Plan) dated [REDACTED], and the form was received by the Naval Reserve Personnel Center.

c. On or about [REDACTED] the Naval Reserve Personnel Center forwarded the RCSBP annuity claim package to Defense Finance and Accounting Services (DFAS). The letter was received by cognizant authority and became [REDACTED]

d. Note: [REDACTED]

e. Note: [REDACTED] received notification from the Naval Personnel Center (NRPC) of "Notification of Eligibility for Retired Pay at Age 60 and for Participation in the Reserve Component Survivor Benefit Plan (RCSBP)" dated 27 October 1986. On or about 29 January 1987, he submitted his Reserve Component Survivor Benefit Plan option certificate (NRPC 1772/3), selecting Option B, spouse and child coverage. [REDACTED]

f. A copy of this Report of Proceedings will be filed in Subject's naval record.

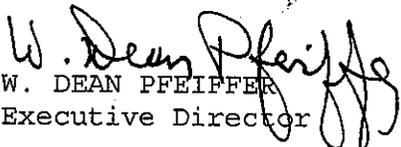
4. It is certified that quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder

Bronte I. Montgomery
BRONTE I. MONTGOMERY
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.

4 Sep 13


W. DEAN PFEIFFER
Executive Director