

DEPARTMENT OF THE NAVY

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

> Docket No. 8793-20 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

USN, XXX-XX-

Ref: (a) Title 10 U.S.C. § 1552

(b) NAVADMIN 272/19 dtd 2 Dec 19 (c) NAVADMIN 108/20 dtd 15 Apr 20

(d) FY21 SRB Award Plan (N13SRB 001/FY21) of 28 Oct 20

Encl: (1) DD Form 149 w/attachments

- (2) CMSB memo 1160 Ser B328/051 of 4 Apr 21
- (3) Subject's naval record
- 1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to show Petitioner reenlisted for 5 years and maximized the Selective Reenlistment Bonus (SRB).
- 2. The Board, consisting of and and reviewed Petitioner's allegations of error and injustice on 8 July 2021 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, relevant portions of Petitioner's naval record, 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. On 12 November 2014, Petitioner entered active duty for 4 years with an end of active obligated service (EAOS) of 11 November 2018 and SEAOS of 11 November 2020.
- c. In accordance with reference (b), this NAVADMIN announces revised SRB award levels and reenlistment policy for Active Component (AC) and Full-Time Support (FTS), updates to the pay for performance pilot (a Sailor 2025 initiative) and changes to how future SRB award levels will be announced. Furthermore, a zone "A" SRB for the TM rate was not authorized.

- d. In accordance with reference (c), this NAVADMIN announces revised SRB policy for AC and FTS, superseding reference (a) [NAVADMIN 272/19]. Sailors must now reenlist within 365-days of their EAOS (as opposed to 270-days required in reference (a)), except in the case of Nuclear-trained Sailors who can reenlist at any point in the reenlistment zone, per guidance in reference (b) [OPNAVINST 1160.8B].
- e. On 3 September 2020, Petitioner signed a NPPSC (command career request) requesting a 4 year reenlistment effective 9 November 2020, and was approved by cognizant authority on 15 September 2020.
- f. In accordance with reference (d), a zone "A" SRB with an award level of 2.0 (\$30,000 award ceiling) for the TM rate was authorized with the following note: The Navy Enlisted Classification (NEC) 0000, commonly referred to as quad zero, is listed here to establish that Sailors in these ratings/career fields can hold any or no NEC and still be qualified for the SRB provided they meet all other applicable non-NEC related criteria. Furthermore, for submarine Sailors (SS) only.
 - g. On 9 November 2020, Petitioner reenlisted for 4 years with an EAOS of 8 November
- h. 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. The Board concluded that NSIPS shows that Petitioner had two agreements to extend enlistment for 24 months each. At the time of reenlistment, Petitioner had a 24-month inoperative extension that was not discounted because Petitioner did not reenlist for at least 2 years, day for day, beyond the extension agreement, which resulted in a lower SRB entitlement.

RECOMMENDATION

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

The immediate reenlistment contract (NAVPERS 1070/601) executed on 9 November 2020 was for a term of 5 years vice 4 years.

Note: This change will entitle the member to a zone "A" SRB with an award level of 2.0 (\$30,000 award ceiling) for the TM rate. Remaining obligated service to 11 November 2020 will be deducted from SRB computation.

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

4. It is certified that a 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.

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 the reference, has been approved by the Board on behalf of the Secretary of the Navy.

