

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 40-21 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

XXX XX USMC

Ref: (a) Title 10 U.S.C. §1552

(b) MCO 7220.24P of 21 Oct 2016 (c) MARADMIN 370/18 of 2 Jul 18

Encl: (1) DD Form 149 w/attachments

(2) HQMC memo 5420 MMEA of 8 Feb 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 his naval record be corrected to show Petitioner was eligible for and received a \$30,000 Selective Reenlistment Bonus (SRB).
- 2. The Board, consisting of and and and reviewed Petitioner's allegations of error and injustice on 12 October 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 23 June 2009, Petitioner entered active duty.
- c. In accordance with reference (b), only one SRB/Broken Service SRB (BSSRB) may be paid per reenlistment zone.
- d. On 8 December 2015, Petitioner reenlisted for 3 years and 7 months with an End of Current Contract (ECC) of 7 July 2019.
- e. On 20 July 2016, Petitioner signed an agreement to extend enlistment for 14 months with an End of Active Service (EAS) of 7 September 2020 in order to obligate service for assignment to BRC class 5-17.
  - f. On 1 January 2018, Petitioner was promoted to Staff Sergeant/E-6.
- g. In accordance with reference (c), this bulletin announces the SRB program and the BSSRB program authorized for FY19. With the advent of several new SRB programs, Marines are encouraged to thoroughly review the contents of this bulletin. First term Marines (Zone A) and career Marines (Zone B, C, D, and E) who reenlist on or after 5 July 2018 are eligible for the FY19 SRB program. This will include any regular component first term or career Marine with an ECC from 1 October 2018 to 30 September 2019.

Zone B applies to those active component Marines with 6 to 10 years of active military service. Zone B Primary Military Occupational Specialties (PMOS) bonus payments for Marines who reenlist for at least 48 months obligated service are authorized as listed below in dollars (bonuses for Marines who reenlist for 36 to 47 months obligated service will be calculated as per para 3.j). Furthermore, a zone "B" SRB for MOS 6258 E-6 and above, which is capped at \$30,000 for 48 months of additional obligated service was authorized.

Zone C applies to those active component Marines with 10 to 14 years of active military service. Zone C PMOS bonus payments for Marines who reenlist for at least 48 months obligated service are authorized as listed below in dollars (bonuses for Marines who reenlist for 36 to 47 months obligated service will be calculated as per para 3.j). Furthermore, a zone "C" SRB for MOS 6258 E-6, which is capped at \$18,000 for 48 months of additional obligated service was authorized.

- h. On 16 November 2018, Petitioner's Careerist Active Duty Lateral Move request was submitted, and approved by HQMC on 22 March 2019.
  - i. On 27 March 2019, Petitioner reenlisted for 4 years and 4 months with an ECC of 26 July 2023.
  - j. On 23 June 2019, Petitioner entered zone "C."
- k. 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 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 the existence of an injustice warranting the following partial corrective action. Petitioner was ineligible to receive a zone "B" SRB because he had already received one for a prior reenlistment; however, the Board concluded that he could have reenlisted after crossing into zone "C." Furthermore, Petitioner will only receive \$18,000 for zone "C" not the \$30,000 he requested.

## RECOMMENDATION

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

Petitioner was discharged and reenlisted on 23/24 June 2019, vice on 26/27 March 2019 for a term of 4 years and 1-month, vice 4 years and 4 months.

Note: This change will entitle the member to a zone "C" SRB for MOS 6258, which is capped at \$18,000 for 48 months of additional obligated service. Remaining obligated service to 7 July 2019 will be deducted from SRB computation.

That part of the Petitioner's request for corrective action that exceeds the foregoing is denied.

A copy of this Report of Proceedings will be filed in Petitioner'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.
- 5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for

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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.

Deputy Director
Signed by: