



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

[REDACTED]
Docket No. 597-21
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED],
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVADMIN 108/20 of 15 Apr 20
(c) FY20 SRB Award Plan (N13SRB 003/FY20) of 30 Apr 20

Encl: (1) DD Form 149 w/attachments
(2) CMSB memo 1160 Ser B328/036 of 22 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 that his naval record be corrected to show Petitioner reenlisted for a term of 6 years vice 3 years and was eligible for and received a Selective Reenlistment Bonus (SRB).

2. The Board, consisting of [REDACTED] and [REDACTED] reviewed Petitioner's allegations of error and injustice on 14 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 6 June 2017, Petitioner entered active duty for 4 years with an end of active obligated service (EAOS) of 5 June 2021 and soft end of active obligated service (SEAOS) of 5 June 2023.

c. In June 2018, Petitioner was awarded NEC C04A (AN/SLQ-32(V)6 Electronic Warfare Systems Maintenance Technician).

d. In accordance with reference (b), this NAVADMIN announces revised SRB policy for Active Component (AC) and Full-Time Support (FTS), superseding NAVADMIN 272/19.

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Sailors must now reenlist within 365-days of their EAOS (as opposed to 270-days required in NAVADMIN 272/19), except in the case of Nuclear-trained Sailors who can reenlist at any point in the reenlistment zone, per guidance in OPNAVINST 1160.8B.

e. In accordance with reference (c), FY20 SRB Award Plan (N13SRB 003/FY20) listed a zone "A" SRB with an award level of 4.0 (\$60,000 award ceiling) for the CTT/C04A rate/NEC.

f. On 29 May 2020, COMNAVPERSCOM notified Petitioner's command that a zone "A" SRB with an award level of 4.0 for NEC C04A was approved for a 6 year reenlistment effective 12 June 2020 based on pay grade E-4.

g. On 12 June 2020, Petitioner reenlisted for 3 years with an EAOS of 11 June 2023.

h. On 6 July 2020, COMNAVPERSCOM notified Petitioner's command that a zone "A" SRB with an award level of 4.0 for NEC C04A was approved for a 3 year reenlistment effective 12 June 2020 based on pay grade E-4.

i. On 16 March 2021, Petitioner was advanced to Petty Officer Second Class/E-5.

j. 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 Petitioner was approved for an SRB upon execution of a 6 year term reenlistment on 12 June 2020. When Petitioner's contract was executed, it was a 3 year term reenlistment, thereby decreasing the amount of Petitioner's SRB to 24 months of AOS rather than 60 months. Petitioner's EAOS date at the time of the scheduled reenlistment was 5 June 2021 and Soft EAOS was 5 June 2023. Petitioner had a 24 month inoperative extension. Per reference OPNAVINST 1160.SB, if the member reenlists for at least 24 months past their SEAOS, up to 24 months of inoperative extensions will be discounted.

RECOMMENDATION

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

The immediate reenlistment contract (NAVPERS 1070/601) executed on 12 June 2020 was for a term of 6 years, vice 3 years.

Note: This change will entitle the member to a zone "A" SRB with an award level of 4.0 (\$60,000 dollar award ceiling) for the CTT/C04A rate/NEC. Remaining obligated service to 5 June 2021 will be deducted from SRB computation. Defense Finance and Accounting Service

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[REDACTED]

(DFAS) will complete an audit of Petitioner's records to determine if Petitioner is due any back pay.

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.

11/6/2021

[REDACTED]

Deputy Director

[REDACTED]