



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

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Docket No. 573-21  
Ref: Signature Date



Dear █,

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 19 October 2021. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion contained in Office of the Chief of Naval Operations memorandum 5400 Ser N133D/113 of 30 April 2021; a copy of which was previously provided to you for comment.

You requested to establish eligibility for repayment of Selective Reenlistment Bonus (SRB). The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded that you did not meet the criteria for continued payment of SRB while deemed not physically qualified (NPQ) in accordance with Chief of Naval Operations Instruction (OPNAVINST) 1160.8A and OPNAVINST 1160.8B. OPNAVINST 1160.8A identifies loss of qualification in the bonus skill (i.e. loss of Navy Enlisted Classification (NEC) or rating designator) as one of the reasons for pro-rata recoupment of the unearned portions of an SRB. OPNAVINST 1160.8B specifies, "While a member's active nuclear NEC is replaced with an inactive nuclear NEC (3359 or 3389) they are not eligible to earn SRB bonus monies. Therefore, while a Sailor who is under an SRB contract holds an inactive NEC, all payments of SRB monies will be suspended." A review of your record indicates, you were found NPQ and your NEC N59X was removed effective 31 October 2018. However, NEC N15S was reinstated on 16 September 2019, thereby rendering you ineligible for the SRB payments from 31 October 2018 through 16 September 2019.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

12/7/2021

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Deputy Director

Signed by: █