

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 742-21 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO , USN,

Ref: (a) Title 10 U.S.C. § 1552

(b) COMNAVCRUITCOM msg 172214Z Feb 16

Encl: (1) DD Form 149 w/attachments

- (2) CNRC memo 1133 Ser N35 of 10 Mar 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 her naval record be corrected to establish eligibility for Enlisted Bonus for Source Rate (EBSR).
- 2. The Board, consisting of particles 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, found that, before applying to this Board, she exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:
- a. Reference (b) applied to future Sailors initially classified or reclassified (change in program, rate or ship date) on or after 15 February 2016. Active Component Recruits in the Cryptologic Technician-Interpretive (CTI) Advanced Technical Field program that shipped in October through September of any fiscal year were eligible for \$10,000 upon completion of Language "A" school.
- b. On 4 January 2017, Petitioner enlisted in the Naval Reserve for a term of 8-years of which 4-years was considered an active duty obligation. NAVCRUIT 1133/52, Enlistment Guarantees Annex "A" listed Advanced Technical Field Cryptologic Technician Interpretive (ATF/CTI 6YO) Program. Active Duty Service Date (ADSD): 16 August 2017.
  - c. Petitioner's ADSD is 16 August 2017.
  - d. On 14 October 2017, Petitioner completed Recruit Basic Military Training.
  - e. Petitioner's Top Secret SCI Eligible clearance date was issued on 25 May 2018.
- f. On 21 November 2018, Petitioner completed the CTI A Phase 1 Russian and awarded Russian NEC 9RUS effective 1 December 2018.

g. 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. Petitioner met the criteria to receive an EBSR; however, because of administrative oversight, NAVPERS 1133/52, Enlistment Guarantees – Annex "A" did not outline eligibility for EBSR in accordance with reference (b), thereby impeding his ability to receive the EBSR. Although the proper administrative requirements were not completed, the Board felt that under these circumstances, relief is warranted.

## RECOMMENDATION

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

Petitioner's NAVCRUIT 1133/52, Enlistment Guarantee - Annex "A" to DD Form 4 dated 4 January 2017 is modified to reflect Option 2: "Enlistment Bonus for Source Rating (EBSR) - \$10,000 Bonus" vice "N/A."

This change will entitle Petitioner to receive \$10,000 EBSR upon earning the rating NEC effective 1 December 2018. Note: Defense Finance and Accounting Service will complete an audit of Petitioner's pay records to determine retroactive bonus entitlement.

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.

