



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

█  
Docket No. 1318-21  
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) MILPERSMAN 1810-081

Encl: (1) DD Form 149 w/attachments  
(2) OCNO memo 7220 Ser N130/21U0351 of 18 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 his naval record be corrected to establish entitlement to Continuation Pay (CP).

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 13 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, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

- a. Petitioner's Pay Entry Base Date is 10 February 2009.
- b. Petitioner reenlisted on 14 April 2017 for a term of 3-years. Thereafter, executed an extension for a term of 39-months. End of active obligated service: 13 July 2023.
- c. Petitioner enrolled in BRS on 29 March 2018.
- d. Petitioner's last day eligible to elect CP was 9 February 2021.
- e. 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.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,  
XXX-XX [REDACTED]

## 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 eligibility criteria for CP in accordance with reference (b). However, because, Petitioner was unable to access the Navy Standard Integrated Personnel System, he was unable to make CP election prior to his 12-year anniversary date. 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, in coordination with her command completed the required NAVPERS 1070/613, Administrative Remarks on 9 February 2021 and submitted it to Commander, Navy Personnel Command for inclusion in the Petitioner's Official Military Personnel File. Note: Petitioner acknowledged CP eligibility date as 9 February 2021, CP obligated service requirement and elected lump-sum payment.

Commander, Navy Personnel Command (PERS-8) validated Petitioner's CP eligibility and released CP authorization to Defense Finance and Accounting Service (DFAS). Note: DFAS will complete an audit of Petitioner's pay records to determine retroactive pay 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.

11/5/2021

[REDACTED]  
Deputy Director

Signed by: [REDACTED]