

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

e. On 15 September 2020 Petitioner was released from active duty and transferred to the Navy Ready Reserve as a result of reaching high year tenure (HYT). At the time of release, Petitioner completed 6 years, 0 months, and 0 days of active duty service, received as Reentry Code of "RE-4" Separation Code of "LBK" and Reserve Obligation Termination Date of "15 July 2022."

f. On 15 September 2020 Navy Personnel Command (NPC)(PERS-93) issued Petitioner a Ready Reserve denial letter and authorization for half ISP.

g. On 29 September 2020 Petitioner issued BUPERS Order: [REDACTED] (Official Separation Orders) indicating "Effective Date of Separation 29 September 2020 and SPD "LBK".

h. On 8 February 2022 NPC (PERS-93) informed the Board that Petitioner met the requirements for half ISP.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an error warranting the following corrective action. Petitioner met the eligibility criteria to receive half ISP in accordance with references (b) and (c),¹ however, as a result of administrative oversight, ISP processing was not properly completed in conjunction with Petitioner's discharge from active duty. 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 issued DD Form 215, Correction to Certificate of Release or Discharge from Active Duty (DD Form 214) dated 15 September 2020 modifying Block 6 (Reserve Obligation Termination Date) "2 March 2022" vice "15 July 2022"; Block 26 (Separation Code) "JGH" vice "LBK"; and Block 28 (Narrative Reason for Separation) "Non-Retention on Active Duty" vice "Completion of Required Active Service." Note: NPC shall determine ISP amount and adjust Block 18 (Remarks) accordingly.

Petitioner was authorized payment of "Half" ISP based on her 15 September 2020 separation. Note: Petitioner is required to sign a mandatory disclosure statement per reference (b) prior to the processing of ISP.

¹ In accordance with reference (b), payment of non-disability ISP is authorized to Service members who are involuntarily separated from active duty and meet the five specified criterions listed. This criteria includes, eligible Service members must prior to separation enter into a written agreement to serve in the Ready Reserve for a period of 3 years in addition to any service obligation remaining at the time of separation. However, a Service member who enters into this written agreement and is deemed unqualified for the Ready Reserve may still be eligible for ISP. Additionally, Service members must sign a mandatory disclosure statement regarding the consequences of collecting retired/retainer pay or Veterans Affairs disability compensation after receiving ISP. Reference (c), indicates Service members "not retention eligible" that are separated at their expiration of active obligated service or HYT are eligible for half ISP. Additionally, service members separated for HYT need not be "advancement eligible" for entitlement to half ISP. Reference (d), HYT for Sailors in paygrade E-3 is 6 years length of service.

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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.

3/18/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]