

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

e. On 31 October 2019, DFAS received an unsigned copy of Petitioner's DD Form 2656, Data for Payment of Retired Personnel electing to not participate in SBP.

f. Petitioner transferred to Retired List effective 1 December 2019 and was automatically enrolled in SBP Former Spouse coverage at the full retired pay level of coverage.

g. On 31 January 2022, Petitioner and spouse signed SBP Affidavit before a notary witness requesting SBP Former Spouse coverage at reduced base amount of \$4,200.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded Petitioner failed to elect SBP Former Spouse coverage as directed by the Final Order of Divorce in accordance with reference (b). Although, Petitioner did not complete the proper administrative requirements, the Board felt that under these circumstances, relief is warranted.

RECOMMENDATION

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

Petitioner elected SBP Former Spouse coverage with spouse concurrence naming [REDACTED] as beneficiary, at reduced base amount of \$4,200, prior to transferring to the Retired List effective 1 December 2019.

Note: DFAS will complete an audit of Petitioner's pay records to determine the amount of premium refund.

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.

3/3/2022

[REDACTED]

Deputy Director

[REDACTED]