

DEPARTMENT OF THE NAVY

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

> Docket No. 6551-21 Ref: Signature Date

USN,

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

XXX-XX

Ref: (a) Title 10 U.S.C. § 1552

(b) COMNAVCRUITCOM msg 130400Z Jun 20 (c) COMNAVCRUITCOM msg 231600Z Dec 20

Encl: (1) DD Form 149 w/attachments

(2) CNRC memo 1122 Ser N35 of 10 Nov 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 reflect entitlement to Enlisted Bonus for Source Rate (EBSR) and Enlistment Bonus for Physical Fitness Assessment (EBPFA).
- 2. The Board, consisting of period of the petitioner's allegations of error and injustice on 16 December 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, 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 13 June 2020. Active Component (AC) Recruits in the Information Systems Technician (Submarines) Advanced Technical Field (ITS-ATF) program that shipped in October through September of any fiscal year (FY) were eligible for \$15,000 upon completion "A"/"C" school. Additionally, all AC Recruits that shipped October through September of any FY were eligible for \$2,000 upon passing the Baseline PFA with a score of satisfactory-medium or better after graduation from Recruit Training Command (RTC).

- b. In accordance with references (b) and (c), if a service member has defective contract due to improper or incorrect determined bonuses, RTC Classifier is authorized to correct the contract prior to affected Sailors graduation from RTC. Effectively, this invalidates the superseded Annex and a new Annex is placed in the Service Members official record. Defective contracts observed after RTC graduation required Board action.
- c. On 13 February 2020, 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 Logistic Specialist (LS/5YO) Class "A" School Guarantee (T+X); and Enlistment Bonus for RTC PFA (EBPFA) \$2,000. Active Duty Service Date (ADSD): 2 September 2020.
- d. On 2 September 2020, Petitioner reclassified and issued NAVCRUIT 1133/52, Enlistment Guarantees Annex "B" listing Advanced Technical Field Information Systems Technician Submarines (ATF/ITS 6YO) Program (SUBVOL); Enlistment Bonus for Source Rate (EBSR) \$15,000; and Enlistment Bonus for Source Rate (EBSR) \$2,000. ADSD: 14 December 2020.
- e. Petitioner signed NAVCRUIT 1133/102, Enlistment Bonus Statement of Understanding indicating entitlement to \$15,000 EBSR and \$2,000 EBPFA on 14 December 2020.
 - f. Petitioner's ADSD is 14 December 2020.
 - g. On 5 January 2021, Petitioner passed the Baseline PFA.
- h. On 12 February 2021, Petitioner issued NAVCRUIT 1133/52, Enlistment Guarantees Annex "C" listing Advanced Technical Field Information Systems Technician Submarines (ATF/ITS 6YO) Program (SUBVOL); and Enlistment Bonus for Source Rate (EBSR) \$15,000.
- i. On 17 February 2021, Petitioner issued BUPERS Order: 0481 (Official Change Duty Orders) for Duty Under Instruction (DUIN) as a student at Naval Submarine School, Estimated date of arrival (EDA) was 8 May 2021 and anticipated graduation date was 1 February 2022.
 - j. On 19 March 2021, Petitioner completed Recruit Basic Military Training.
- k. On 25 March 2021, Petitioner issued BUPERS Order: 0481 (Official Modification to Change Duty Orders) for DUIN as a student at Naval Submarine School, EDA changed to 12 June 2021 and anticipated graduation date of 7 March 2022.
 - 1. Petitioner reported to Naval Submarine School, on 1 April 2021 for DUIN.
- m. 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.

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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. In accordance with reference (b), Petitioner met the criteria to receive \$15,000 EBSR and \$2,000 EBPFA after rate and shipping date were changed. However, Annex "B" inadvertently issued with EBSR eligibility listed twice in the amounts of \$15,000 and \$2,000. Annex "C" was issued to correct Annex "B" but eligibility for EBPFA was mistakenly not listed. 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 "C" to DD Form 4 dated 13 February 2020 is amended to reflect Option 3: "Enlistment Bonus for Physical Fitness Assessment (EBPFA) - \$2,000 Bonus" vice "N/A."

This change will entitle Petitioner to receive \$2,000 EBPFA upon graduation from RTC on 19 March 2021. Note: \$15,000 EBSR payment will be processed upon completion of "A"/"C" school.

Note: Defense Finance and Accounting Service will complete an audit of Petitioner's pay record to determine retroactive EBPFA entitlement. Navy Pay and Personnel Command will ensure payment is processed for EBSR upon Petitioner's completion of "A"/"C" school.

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.

