

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 6855-21 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO FORMER MBR

Ref: (a) Title 10 U.S.C. § 1552

(b) NAVADMIN 036/16 of 18 Feb 16

Encl: (1) DD Form 149 w/attachments

- (2) CMSB memo 1160 Ser B328/117 of 2 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 his naval record be corrected to establish Petitioner served all required service for the Selective Reenlistment Bonus (SRB) for the reenlistment dated 15 December 2016.
- 2. The Board, consisting of \_\_\_\_\_\_, and \_\_\_\_\_ reviewed Petitioner's allegations of error and injustice on 3 February 2022 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, finds as follows:
- a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.
- b. On 15 January 2013, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 14 January 2017 and Soft End of Active Obligated Service (SEAOS) of 14 January 2018.
- c. In August 2013, Petitioner earned NEC Q31A (4231 legacy NEC) SSN/SSBN Auxiliary Equipment Operator.
- d. In accordance with reference (b), this NAVADMIN announced revised SRB award levels and reenlistment policy for active component (AC) and full time support (FTS). This

NAVADMIN superseded NAVADMIN 106/15. Increased award levels were effective immediately and decreased levels were effective 30 days after the release of this NAVADMIN.

Sailors serving in tier one skills were eligible to reenlist any time within the same fiscal year of their EAOS. Sailors serving in a tier two or three skill must reenlist within 180 days of their EAOS and were not constrained by the fiscal year. This policy expired on 1 October 2016, after which Sailors in this category must have reenlisted within 90 days and in the same fiscal year as their EAOS. Sailors serving in a tier two or three skill and eligible for combat zone tax exclusion (CZTE) were authorized to reenlist anytime within the same fiscal year as their EAOS. Sailors serving in tier two or tier three SRB skills who received an early promote in block 45 of their most recent regular periodic evaluation were allowed to reenlist early any time within the fiscal year of their EAOS.

Commands were required to submit SRB reenlistment requests to PERS-81 via Officer Personnel Information System (OPINS) or Navy Standard Integrated Personnel System (NSIPS) 35-120 days in advance of the Sailors requested reenlistment date. Requests submitted less than 35 days prior to the requested reenlistment date were rejected; however, commands may contact PERS-81 for waiver eligibility and procedures. Sailors must have approved precertification before reenlisting. Furthermore, a zone "A" SRB with an award level of 3.0 (\$45,000 dollar award ceiling) Tier Two for the MM(A)/42XXA rate/NEC was authorized.

- e. On 15 December 2016, Petitioner reenlisted for 4 years with an EAOS of 14 December 2020 and received an SRB.
- f. On 29 September 2020, Petitioner signed an agreement to extend enlistment for 6 months with an SEAOS of 14 June 2021 in order to extend to match EAOS with Projected Rotation Date (PRD) of June 2021.
- g. On 14 June 2021, Petitioner was honorably released from active duty and transferred to the Naval Reserve upon completion of required active service.
- h. 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. The Board concluded that on 14 December 2020, Petitioner completed his 4-year reenlistment and his 6-month agreement to extend enlistment became operative 15 December 2020. Therefore, Petitioner completed his required service associated with SRB for his reenlistment of 15 December 2016.

## RECOMMENDATION

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

Petitioner reenlisted on 15 December 2016 and received a zone "A" SRB. Upon completion of enlistment, Petitioner had been paid initial and all installments associated with it.

Note: Defense Finance and Accounting Service (DFAS) will complete an audit of Petitioner's records to determine if Petitioner is due any back pay.

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.

