



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

[REDACTED]
Docket No. 7694-21
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]
[REDACTED] USMC

Ref: (a) Title 10 U.S.C. § 1552
(b) MARADMIN 380/19 of 3 Jul 19
(c) MARADMIN 376/20 of 30 Jun 20

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by HQMC of 17 Feb 22
(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 receive the Aircraft Maintenance Kicker.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 3 March 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 28 June 2010 Petitioner entered active duty.

c. On 9 October 2014 Petitioner reenlisted for 4 years with an End of Current Contract (ECC) of 8 October 2018.

d. On 18 January 2017 Petitioner signed an agreement to extend enlistment for 37 months with an End of Active Service (EAS) of 8 November 2021 in order to obligate for assignment to Drill Instructor West.

e. On 1 February 2018 Petitioner was promoted to Staff Sergeant/E-6.

f. On 14 July 2018 Petitioner transferred and arrived/joined to [REDACTED] on 24 August 2018 for duty.

g. On 23 October 2019 Petitioner's Careerist Active Duty SDA w/Reenlistment/MSG Duty request was submitted and was approved by HQMC on 7 February 2020.

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h. On 12 February 2020, Petitioner reenlisted for 4 years with an ECC 11 February 2024.¹²

i. On 1 April 2021, Petitioner was issued Marine Corps Basic Order for involuntary assignment to [REDACTED] Marine Air Wing [REDACTED] for duty with a report no later than 31 July 2021.

j. On 9 April 2021, Petitioner signed an agreement to extend enlistment for 6 months with an EAS of 11 August 2024 in order to incur obligated service for orders to [REDACTED]

k. On 17 June 2021, Petitioner transferred and arrived/joined to [REDACTED] Marine Air Wing (MCC [REDACTED] on 31 July 2021 for duty.

l. In correspondence attached as enclosure (2), the office having cognizance over the subject matter commented to the effect that the request 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 Petitioner's Careerist Active Duty SDA w/Reenlistment/MSG Duty request was submitted and was approved by HQMC on 7 February 2020 and Petitioner reenlisted on 12 February 2020. Due to no fault of Petitioner, he was disqualified for MSG duty and he subsequently received Marine Corps Basic Order for involuntary assignment to [REDACTED] Marine Air Wing ([REDACTED] Petitioner held the qualifications and was assigned to an authorized MCC, therefore, the Board concluded that he is eligible to receive the Aircraft Maintenance Kicker.

¹ In accordance with reference (b), this bulletin announced the Selective Retention Bonus (SRB) program and the Broken Service SRB (BSSRB) program authorized for FY20. With the advent of several new SRB programs, Marines were encouraged to thoroughly review the contents of this bulletin. First term Marines (Zone A) and career Marines (Zone B, C, D, and E) who reenlisted on or after 5 July 2019 were eligible for the FY20 SRB program. This included any regular component first term or career Marine with an ECC from 1 October 2019 to 30 September 2020.

All Corporals through Gunnery Sergeants who held current qualifications and Necessary MOSs (NMOS) of 6012-Safe For Flight (SFF) Controller, 6016-Collateral Duty Inspector, 6017-Collateral Duty Quality Assurance Representative (CDQAR), or 6018-Quality Assurance Representative (QAR), in the below Monitored Command Codes (MCC)s who reenlisted for 48 months, and agreed to remain in a specified MCC for the first 24 months (following the end of their current contract), rated a 20,000 dollar kicker in addition to the Primary Military Occupational Specialties (PMOS) bonus amount listed in section(s) 3.m, 3.n, and 3.o. If no PMOS bonus is listed in section(s) 3.m, 3.n, and 3.o, the Marine rated a lump sum bonus of 20,000 dollars. MCCs Authorized for Aircraft Maintenance Kicker: "...1HM...1V4..."

² In accordance with reference (c), this bulletin announced the SRB program and the BSSRB program authorized for FY21. With the advent of several new SRB programs, Marines were encouraged to thoroughly review the contents of this bulletin. First term Marines (Zone A) and career Marines (Zone B, C, D, and E) who reenlisted on or after 7 July 2020 were eligible for the FY21 SRB program. This included any regular component first term or career Marine with an ECC from 1 October 2020 to 30 September 2021.

Corporals through Gunnery Sergeants in Zones A, B, or C within the 60xx, 61xx, 62xx, 63xx, or 65xx MOSs who held current qualifications and Necessary MOSs (NMOS) of 6012-SFF Controller, 6016-Collateral Duty Inspector (CDI), 6017- CDQAR, or 6018-QAR, in the below MCCs who reenlisted for 48 months, and agreed to remain in a specified MCC for the first 24 months (following the end of their current contract), rated a 20,000 dollar kicker in addition to the PMOS bonus amount listed in section(s) 3.l, 3.m, and 3.n. If no PMOS bonus is listed in section(s) 3.l, 3.m, and 3.n, the Marine rated a lump sum kicker of 20,000 dollars. MCCs Authorized for Aircraft Maintenance Kicker—1HM...1V4.

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RECOMMENDATION

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

Petitioner's agreement to extend enlistment (NAVMC 321A) executed on 18 January 2017 for 37 months is null and void.

Petitioner signed a 24 month agreement to extend enlistment (NAVMC 321A) on 14 July 2018 with an EAS of 8 October 2020.

Petitioner was discharged and reenlisted on 6/7 July 2020, vice on 11/12 February 2020 for a term of 4 years and 4 months vice 4 years.

Note: This change will entitle the member to a \$20,000 Aircraft Maintenance Kicker.

Petitioner's agreement to extend enlistment (NAVMC 321A) executed on 9 April 2021 for 6 months is null and void.

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.

3/27/2022

[REDACTED]

Deputy Director

[REDACTED]