



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

[REDACTED]
Docket No. 7964-21
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. §1552
(c) MARADMIN 344/21 of 2 Jul 21

Encl: (1) DD Form 149 w/attachments
(2) HQMC memo 5420 MMEA of 12 Jan 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 her naval record be corrected to show Petitioner was eligible for and received a Selective Retention Bonus (SRB) and 72 Month Lateral Move (LM) Kicker.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 25 January 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 26 October 2015, Petitioner entered active duty for 4 years with an End of Current Contract (ECC) of 25 October 2019.

c. On 14 February 2017, Petitioner signed an agreement to extend enlistment for 10 months with an End of Active Service (EAS) of 25 August 2020 in order to have sufficient obligated service to execute Permanent Change of Station (PCS) Orders. Furthermore, Petitioner signed an agreement to extend enlistment for 24 months with an EAS of 25 August 2022.

d. On 1 September 2018, Petitioner was promoted to Sergeant/E-5.

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e. In accordance with reference (b), This MARADMIN announced the SRB program and the Broken Service SRB (BSSRB) program authorized for FY22. 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, E, F, and G) who reenlisted on or after 7 July 2021 were eligible for the FY22 SRB program. This included any regular component first term or career Marine with an ECC from 1 October 2021 to 30 September 2022.

Zone A Marines electing to LM in FY22 into Primary Military Occupational Specialties (PMOS) listed in section 3.1 with the LM designation, with the exception of 6218, 6258, 6288, 6338, and 7257, were given the opportunity to reenlist for 72 months. Marines who executed a LM into one of these PMOSs for 72 months rated a 40,000 dollar initiative in addition to the PMOS bonus listed in section 3.1. The LM initiative may not be coupled with any other kicker. Marines with an ECC in FY23 who reenlisted under the Early Reenlistment Program were not eligible for the 72 Month Lateral Move (LM) Kicker.

Zone A applied to those active component Marines with 17 months to 6 years of active military service. Zone A lateral move PMOS bonus payments were only authorized for those PMOS(s) designated with LM. Marines who already held a PMOS with a LM designator and were in Zone A will rate the PMOS bonus listed below. Zone A PMOS bonus payments for Marines who reenlisted for at least 48 months obligated service were authorized as listed below in dollars (bonuses for Marines who reenlisted for 36 to 47 months obligated service were calculated as per para 3.i). Furthermore, a zone "B" SRB for MOS 5821LM, E-5 and above, which was capped at \$30,250 for 48 months of additional obligated service was authorized.

f. On 27 July 2021, Petitioner signed a Reenlistment Extension lateral Move (RELM) Request (NAVMC 11537) requesting a lateral move reenlistment to PMOS 5821. Furthermore, Petitioner's request was approved by cognizant authority on 6 August 2021.

g. On 26 October 2021, Petitioner entered zone "B."

h. On 4 November 2021, Head, Criminal Investigation Division, Law Enforcement, Investigations & Corrections Branch (PSL-CID), Security Division (PS), Plans, Policies and Operations (PP&O) notified CMC, HQMC (MMEA-84) that it was determined Petitioner met all prerequisites and was found to be a suitable candidate for assignment to the Criminal Investigation Division (CID) and to undergo the Apprentice Agent Training Program and future assignment as a CID Agent, MOS 5821.

i. On 9 November 2021, Petitioner's 1st Term Active Duty Lateral Move request was submitted, and was approved by HQMC on 17 November 2021.

j. On 20 November 2021, Petitioner reenlisted for 4 years and 10 months with an ECC of 19 September 2026.

k. On 5 January 2022, Petitioner transferred from [REDACTED] ([REDACTED]), and joined to [REDACTED] on 6 January 2022 for duty.

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1. 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 Petitioner signed a RELM Request requesting a lateral move reenlistment to PMOS 5821. Petitioner's request was approved by cognizant authority on 6 August 2021. Due to no fault of Petitioner, and as a direct result of the screening process for 5821, she did not receive the acceptance letter until 4 November 2021. This resulted in Petitioner not receiving the FY22 Zone A SRB or 72 Month Lateral Move (LM) Kicker because she was in zone B when she reenlisted.

RECOMMENDATION

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

Petitioner was discharged and reenlisted on 29/30 September 2021, vice on 19/20 November 2021 for a term of 6 years.

Note: This change, upon completion of MOS training, will entitle the member to a zone "A" SRB for MOS 5821 LM, which is capped at \$30,250 for 48 months of additional obligated service. Remaining obligated service to 25 August 2022 will be deducted from SRB computation. Furthermore, Petitioner is entitled to receive the \$40,000 72 Month Lateral Move (LM) Kicker.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

4. It is certified that 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 reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

2/18/2022

[REDACTED]

Deputy Director
Signed by: [REDACTED]