



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

[REDACTED]
Docket No. 471-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN, [REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVADMIN 119/18 of 14 May 18
(c) NAVADMIN 305/18 of 17 Dec 18

Encl: (1) DD Form 149 w/attachments
(2) CMSB memo 1160 Ser B328/007 of 25 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 that his naval record be corrected to show Petitioner reenlisted on 2 December 2018 for a period of 4 years and was eligible for and received the selective Reenlistment Bonus (SRB) with an award level of 4.0.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] 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 3 December 2014, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 2 December 2018 and Soft End of Active Obligated Service (SEAOS) of 2 December 2020.

c. In May 2016, Petitioner earned NEC O52A (5352 legacy NEC) (Special Warfare Combatant-Craft Crewman (SWCC)).

d. In accordance with reference (b), this NAVADMIN announced revised Selective Reenlistment Bonus (SRB) award levels and reenlistment policy for Active Component (AC) and Full-Time Support (FTS), and superseded NAVADMIN 032/18. Increased award levels were effective immediately and decreased levels were effective 30 days after the release of this NAVADMIN.

Sailors must have reenlisted within 180 days of their EAOS, except in the following cases: Nuclear-trained Sailors. Sailors eligible for combat zone tax exclusion (CZTE) were authorized to reenlist anytime within 1 calendar year of their EAOS. Sailors who received an Early Promote in block 45 of

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their most recent regular periodic evaluation would allowed to reenlist early any time within one calendar year of their EAOS. Sailors who must OBLISERV to execute a permanent change of station (PCS) move would allowed to reenlist early any time within one calendar year of the detachment month, but not later than the date of detachment from the last intermediate duty station.

Commands were required to submit SRB reenlistment requests to BUPERS-328 via Officer Personnel Information System (OPINS) or Navy Standard Integrated Personnel System (NSIPS) 35 to 120 days in advance of the requested reenlistment date of the Sailor. Requests submitted less than 35 days prior to the requested reenlistment date would be rejected. Furthermore, a zone "A" SRB with an award level of 4.0 (\$60,000 award ceiling) Tier One for the SB/5352 rate/NEC was authorized.

e. On 24 July 2018, Petitioner signed a Command Career Request (NPPSC 1160/1) for a 4 year reenlistment effective 2 December 2018, and it was approved by cognizant authority on 25 October 2018.

f. On 2 December 2018, Petitioner reenlisted for 4 years with an EAOS of 1 December 2022.

g. In accordance with reference (c), this NAVADMIN corrected policy for CZTE and Early Promote (EP) Sailors and announced revised SRB award levels and reenlistment policy for AC and FTS and supersedes NAVADMIN 302/18.

Sailors must have reenlisted within 180 days of their EAOS, except in the following cases: Nuclear-trained Sailors. Sailors who must have OBLISERVED to execute a permanent change of station move would be allowed to reenlist early any time within one calendar year of the detachment month, but not later than the date of detachment from the last intermediate duty station. CZTE and EP Sailors who submitted SRB requests on or before the release of NAVADMIN 302/18 would be grandfathered under paragraph 5 of NAVADMIN 119/18.

Commands were required to submit SRB reenlistment requests to BUPERS-328 via OPINS or NSIPS 35 to 120 days in advance of the requested reenlistment date of the Sailor. Requests submitted less than 35 days prior to the requested reenlistment date were rejected. Furthermore, a zone "A" SRB with an award level of 5.5 (\$60,000 award ceiling) Tier One for the SB/O52A rate/NEC were authorized.

h. In accordance with NSIPS/ESR, Petitioner reenlisted for 6 years on 25 February 2019 with an EAOS of 24 February 2025.

i. On 26 August 2020, Petitioner was issued official change duty orders (BUPERS order: 2390) while stationed in [REDACTED] with an effective date of departure of October 2020. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 24 November 2020. Petitioner's Projected Rotation Date (PRD) was November 2024.

j. 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 at the time of Petitioner's SRB approval and 4-year term reenlistment on 2 December 2018, if the contract had been posted correctly, he would have received 48 months of

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Additional Obligated Service (AOS) and the 24-month extension of enlistment would have been discounted. However, the reenlistment data in NSIPS reflects an erroneous 6-year term reenlistment on 25 February 2019. The original SRB approval was rescinded and reapproved to match the 6-year term reenlistment data of 25 February 2019. The SRB was reapproved for a Tier 1, Zone A, SB/O52A, 5.5 award level in accordance with NAVADMIN 305/18.

RECOMMENDATION

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

Petitioner was discharged and reenlisted on 1/2 December 2018, vice on 24/25 February 2019 for a term of 4 years vice 6 years.

Note: This change will entitle the member to a zone "A" SRB with an award level of 4.00 vice 5.5 (\$60,000 award ceiling) for the SB/5352 (O52A) rate/NEC. 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.

2/24/2022

