

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 966-22 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

XXX XX USMC

Ref: (a) Title 10 U.S.C. §1552

(b) MARADMIN 344/21 of 2 Jul 21 (c) MARADMIN 520/21 of 30 Sep 21

Encl: (1) DD Form 149 w/attachments

- (2) HQMC memo 5420 MMEA of 16 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 his/her naval record be corrected to show Petitioner was eligible for and received an Aircraft Maintenance Kicker.
- 2. The Board, consisting of properties, and previewed Petitioner's allegations of error and injustice on 22 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 20 August 2013, Petitioner entered active duty.
- c. On 25 January 2017, Petitioner reenlisted for 4 years with an End of Current Contract (ECC) of 24 January 2021.
- d. On 14 August 2019, Petitioner signed an agreement to extend enlistment for 10 months with an End of Active Service (EAS) of 24 November 2021 in order to obligate service to execute Permanent Change of Station (PCS) Orders to Monitored Command Codes

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- e. On 2 October 2019, Petitioner arrived to and joined to for duty.
- f. On 23 March 2021, Petitioner signed an agreement to extend enlistment for 17 months with an EAS of 24 April 2023 in order to obligate service to promote to Staff Sergeant.
  - g. On 1 April 2021, Petitioner was promoted to Staff Sergeant/E-6.
- h. In accordance with reference (b), this MARADMIN announced the Selective Retention Bonus (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 End of Current Contract (ECC) from 1 October 2021 to 30 September 2022.

Corporals through Gunnery Sergeants in Zones A, B, or C with the PMOSs 6048, 6073, 6212, 6216, 6217, 6218, 6222, 6223, 6227, 6252, 6257, 6258, 6276, 6282, 6287, 6288, 6314, 6316, 6317, 6332, 6336, 6337, 6338, **6531**, or 6591 were eligible if the following conditions are met. Must have possessed at least one Necessary MOS (NMOS) and current qualification of: 6012-Safe For Flight (SFF) Controller, 6016-Collateral Duty Inspector (CDI), 6017- Collateral Duty Quality Assurance Representative (CDQAR), or 6018-Quality Assurance Representative (QAR). Must have been currently assigned or accept assignment to the below MCCs, reenlisted for 48 months, and agreed to remain in a specified MCC for the first 24 months (following the end of their current contract), will rate a 20,000 dollar kicker in addition to the Primary Military Occupational Specialties (PMOS) bonus amount listed in section(s) 3.1, 3.m, and 3.n. If no PMOS bonus is listed in section (s) 3.1, 3.m, and 3.n, the Marine rated a lump sum kicker of 20,000 dollars. MCCs Authorized for Aircraft Maintenance Kicker:

- i. On 3 September 2021, Petitioner's Careerist Active Duty Reenlistment request was submitted.
- j. On 27 September 2021, Petitioner's Careerist Active Duty Reenlistment was approved by Commanding Officer. Furthermore, the following statement was initialed by the career planner: "This Marine does not rate SRB and/or OPFOR incentive as shown above."
- k. On 28 September 2021, Petitioner reenlisted for 4 years with an ECC of 27 September 2025.
- 1. In accordance with reference (c), this MARADMIN announced changes to MARADMIN 344/21, the SRB program and the BSSRB program authorized for FY22. Paragraph 3.b.2 of MARADMIN 344/21 currently listed 25 eligible PMOSs and 28 MCCs that rated the kicker. The following intermediate level PMOSs were removed: 6073, 6222, 6223, 6227. In addition to the PMOSs and MCCs already listed, the following fixed wing (F/W) PMOSs and MCCs were now included in the eligible list for the Aircraft Maintenance Kicker: PMOS 6256 and 6286; MCC lTX and lTC. To be eligible for the AMK if assigned to the Marine must have held a PMOS of 6218, 6258, 6288, or 6338. Additionally, the verbiage "or accept assignment"

was removed to reflect that a Marine must be currently assigned to one of the already designated MCCs in Paragraph 3.b.2 of MARADMIN 344/21, and agree to remain in one of the specified MCCs for the first 24 months (following the end of their current contract).

- m. On 8 October 2021, Petitioner's Careerist Active Duty Reenlistment request was approved by HQMC.
  - n. On 9 October 2021, Petitioner reenlisted for 4 years with an ECC of 8 October 2025.
- o. On 20 October 2021, Commanding Officer, Marine Operational Test and Evaluation notified BCNR that Petitioner met the criteria for the Aircraft Maintenance Kicker. Petitioner was approved for reenlistment on 20 September 2021. Due to administrative oversight, on 27 September 2021, Petitioner's package was "Returned to Pending" status by MMEA and was again approved on 7 October 2021. This approval came after MARADMIN 520/21 was released making Petitioner ineligible for the Aircraft Maintenance Kicker. MARADMIN 520/21 should not affect Petitioner's Aircraft Maintenance Kicker because his reenlistment package was submitted and approved in accordance with MARADMIN 344/21 before MARADMIN 520/21 was published. Respectfully request correction to this administrative error and grant Petitioner the Aircraft Maintenance Kicker per MARADMIN 344/21.
- p. 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 due to administrative error and at no fault of the Marine, Petitioner did not receive the FY22 Aircraft Maintenance Kicker because he was reapproved for reenlistment after the updated MARADMIN 520/21 posted. HQMC anticipated MARADMIN 520/21 to include MCCs and however, although those MCCs were added, Petitioner's MOS 6531 was removed from Aircraft Maintenance Kicker eligibility. These miscalculations made Petitioner ineligible to receive the Aircraft maintenance Kicker. Therefore, the Board decided to grant Petitioner an exception to policy in order to receive the Aircraft Maintenance Kicker.

## RECOMMENDATION

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

Petitioner was discharged/reenlisted on 27/28 September 2021 vice 8/9 October 2021 for a term of 4 years and 2 months vice 4 years.

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

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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.

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	Deputy Director	
	Signed by:	