



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

[REDACTED]
Docket No. 2711-22
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) OPNAVINST 7220.17
(c) FY19 Dental Corps Special Pay Guidance
(d) FY20 Navy Active Component Dental Corps Special Pay Guidance
(e) FY21 Navy Active Component Dental Corps Special Pay Guidance

Encl: (1) DD Form 149 w/attachments
(2) BUMED memo 7220 Ser M1/22UM10013 of 15 Jun 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 establish entitlement to Comprehensive Dentistry vice General Dentistry Health Professional Officer Incentive Pay (HPO IP) for the period of 1 October 2018 to 30 June 2021.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 1 September 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, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. On 3 November 2010, Petitioner signed a NAVCRUIT 1131/131 Armed Forces Health Professionals Scholarship Program (AFHPSP) Medical Students, Dental Students, and Medical Corps Students Service Agreement.

b. On 9 May 2014, Petitioner signed NAVPERS 1000/4, Officer Appointment Acceptance and Oath of Office for an active commission.

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

c. Petitioner was assigned to Officer Training Command [REDACTED], [REDACTED] as a student under temporary duty from 19 July 2014 through 22 August 2014.

d. On 30 June 2018, Petitioner received a Master of Science in Oral Surgery (Postgraduate Dental College), from the [REDACTED] Medical Center.

e. On 15 July 2019, Petitioner submitted a request for Comprehensive Dentistry HPO IP for a period of one year beginning 1 October 2018 in paragraph 1, but 1 July 2018 in paragraph 2.a.; favorably endorsed by Command on 17 July 2019.

f. Petitioner was assigned to [REDACTED] ([REDACTED]) for duty from 30 July 2018 through 8 August 2020.

g. On 26 August 2019, Bureau of Medicine and Surgery (BUMED) notified Petitioner's Command that the request submitted on 1 August 2019 for retroactive IP was returned as the IP start date is 3 months after completion of residency; 1 October 2018 vice 1 July 2018. However, Board Certified Pay (BCP) request was processed.

h. Petitioner reported to [REDACTED] for duty on 11 September 2020.

i. On 26 November 2020, BUMED responded to Petitioner's inquiry regarding BCP and IP payments and informed her that retroactive requests prior to 30 September 2020, required Commanding Officer endorsement with justification for late submission.

j. On 2 December 2020, Petitioner submitted a second request for Comprehensive Dentistry HPO IP with an effective date of 1 October 2018; favorably endorsed by Command with justification for late submission on 16 December 2020.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2),¹ the Board finds the existence of an injustice warranting the following corrective action. In accordance with references (b) through (e), Petitioner met the eligibility criteria for Comprehensive Dentistry HPO IP. However, the Service disapproved Petitioner's request for retroactive entitlement because of late submission. Although Petitioner did not complete the proper administrative requirements, the Board felt that under these circumstances, relief is warranted.

RECOMMENDATION

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

¹ 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.

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

Petitioner submitted request for Comprehensive Dentistry HPO IP vice General Dentistry HPO IP in a timely manner, and was approved by cognizant authority.

This change will entitle Petitioner to “Comprehensive Dentistry HPO IP with an annual rate of \$25,000” vice “General Dentistry HPO IP at an annual rate of \$20,000” for the period of 1 October 2018 to 30 June 2021.

Note: Defense Finance and Accounting Service will complete an audit of Petitioner’s records to determine retroactive HPO IP entitlement.

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.

9/29/2022

[REDACTED]