



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

[REDACTED]
Docket No. 5602-22
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 108/20, 15 Apr 20
(c) FY20 SRB Award Plan (N13SRB 003/FY20), 30 Apr 20

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by CMSB (BUPERS-328), 3 Aug 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 record be corrected to show Petitioner reenlisted and was eligible for and received a Selective Reenlistment Bonus (SRB).

2. The Board, consisting of [REDACTED] and [REDACTED], reviewed Petitioner's allegations of error and injustice on 11 August 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 11 August 2009, Petitioner entered active duty.

c. On 27 March 2014, Petitioner reenlisted for 3 years with an end of active obligated service (EAOS) of 26 March 2017.

d. On 2 October 2014, Petitioner signed an agreement to extend enlistment for 5 months with a soft end of active obligated service (SEAOS) of 26 August 2017 in order to incur sufficient obligated service to HYT (10 August 2017).

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e. On 9 December 2016, Petitioner signed an agreement to extend enlistment for 9 months with a SEAOS of 26 May 2018 in order to match EAOS of May 2018.

f. On 7 May 2018, Petitioner reenlisted for 3 years with an EAOS of 6 May 2021.

g. On 6 November 2018, Petitioner was issued official change duty orders (BUPERS order: 3108) with required obligated service to August 2023, while stationed in [REDACTED] with an effective date of departure of January 2019. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 4 February 2019 and a Projected Rotation Date (PRD) of February 2020.

h. On 13 December 2018, Petitioner signed an agreement to extend enlistment for 24 months with a SEAOS of 6 May 2023 in order to incur sufficient obligated service to execute BUPERS order 3108.

i. On 7 January 2019, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 4 February 2019 for duty under instruction.

j. On 9 March 2020, Petitioner was issued official change duty orders (BUPERS order: 0690) with required obligated service to July 2023, while stationed in [REDACTED] with an effective date of departure of June 2020. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 14 July 2020 and a PRD of July 2023.

k. In April 2020, Petitioner earned NEC L10A (Surface Force Independent Duty Corpsman).

l. In accordance with reference (b), this NAVADMIN announces revised SRB policy for Active Component and Full-Time Support, superseding NAVADMIN 272/19. Sailors must now reenlist within 365-days of their EAOS (as opposed to 270-days required in NAVADMIN 272/19), except in the case of Nuclear-trained Sailors who can reenlist at any point in the reenlistment zone, per guidance in OPNAVINST 1160.8B.

m. In accordance with reference (c), FY20 SRB Award Plan (N13SRB 003/FY20) listed a zone "C" SRB with an award level of 3.5 ([REDACTED] award ceiling) for the HM/L10A rate/NEC.

n. On 22 June 2020, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 14 July 2020 for duty.

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. The Board concluded that BUPERS order: 3108 required Petitioner to obligate out to August 2023 and he was authorized to meet the OBLISERV by executing a 24-month

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.

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extension of enlistment and placing the remaining 3 months on an Administrative Remarks, NAVPERS 1070/613. In April 2020, Petitioner earned NEC L10A and became eligible to reenlist on 7 May 2020, prior to his extension becoming operative, for 5 years and receive Zone "C" SRB.

RECOMMENDATION

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

Petitioner was discharged on 6 May 2020, and reenlisted on 7 May 2020 for a term is 5 years.

Note: This change will entitle the member to a zone "C" SRB with an award level of 3.5 ([REDACTED] award ceiling) for the HM/L10A rate/NEC. Remaining obligated service to 6 May 2021 will be deducted from SRB computation.

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.

8/24/2022

[REDACTED]

Deputy Director

[REDACTED]