



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

██████████
Docket No. 5856-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER ██████████
██████████, USN, XXX-XX-██████████

Ref: (a) Title 10 U.S.C. § 1552
(b) OPNAVINST 1160.6C

Encl: (1) DD Form 149 w/attachments
(2) OCNO memo 7220 Ser N130/22U1476, 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 establish entitlement to retroactive Special Duty Assignment Pay (SDAP) for the period of 20 March 2021 to 17 October 2021.

2. The Board, consisting of ██████████, ██████████, and ██████████, reviewed Petitioner's allegations of error and injustice on 17 November 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 28 October 2016, Petitioner reenlisted for a term of 6-years.

b. On 1 May 2019, Petitioner awarded the Submarine Nuclear Propulsion Plant Supervisor, Navy Enlisted Classification (NEC) code N14S.

c. On 6 November 2020, Petitioner issued BUPERS Order: ██████████ (Official Change Duty Orders) to report to Nuclear Regional Maintenance Department (NRMD) ██████████ or duty in assigned rate of EMN2, DNEC of N14S, DNEC2 of N76Z via ██████████ ██████████ for temporary duty. Petitioner issued BUPERS Order: 3110 (Official Modification to Change Duty Orders) on 1 March 2021.

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER [REDACTED]
[REDACTED] USN, XXX-XX-[REDACTED]

d. On 19 March 2021, Petitioner detached [REDACTED] and his Master Military Pay Account (MMPA) reflects SDAP-5 stopped.

e. Petitioner assigned to [REDACTED] for temporary duty from 22 March 2021 through 5 August 2021.

f. On 2 September 2021, Petitioner reported to [REDACTED] and his MMPA reflects SDAP-4 started.

g. On 9 September 2022, Petitioner issued BUPERS Order: [REDACTED] (Official Separation Orders) with an effective date of separation on 27 October 2022.

h. On 27 October 2022, Petitioner honorably discharged.

i. 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 Petitioner was eligible to receive SDAP while in a temporary duty status in accordance with reference (b); therefore, under this circumstance, partial relief is warranted.

RECOMMENDATION

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

Petitioner entitled to continuous SDAP upon detaching [REDACTED] [REDACTED] during temporary duty assignment [REDACTED] from 20 March 2021 through 1 September 2021 for NEC N14S, at SDAP level SD-5 at the rate of \$375.00 per month.

The part of Petitioner's request for corrective action that exceeds the foregoing is denied. Petitioner has received SDAP level SD-4 from 2 September 2021 through 17 October 2021.

Note: Defense Finance and Accounting Service will complete an audit of Petitioner's pay records to determine retroactive SDAP 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.

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER [REDACTED]
[REDACTED], USN, XXX-XX-[REDACTED]

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.

12/13/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]