



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

[REDACTED]  
Docket No. 6856-22  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER [REDACTED], USNR,  
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552  
(b) Title 10 U.S.C. § 1176

Encl: (1) DD Form 149 w/attachments  
(2) BUPERS-OOJ memo, 2 Nov 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 retroactively approve request to extend 22 July 2020 reenlistment for 22 months.

2. The Board, consisting of [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 10 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. Petitioner's Pay Entry Base Date was 10 October 2002.
- b. Petitioner reenlisted on 22 July 2020 for a term of 2 years; expiration of obligated service (EOS) 21 July 2022.
- c. On 9 October 2021 Petitioner's anniversary year ending this date reflects 61 total Reserve points and a satisfactory year of qualifying service; 18 total years of qualifying service (TYQS).
- d. On 8 December 2021, "Notice of Unsatisfactory Navy Reserve Participation in FY21" NAVPERS 1070/613, Administrative Remarks is uploaded to Petitioner's electronic service record; the entry is not verified.
- e. On 23 May 2022 Petitioner assigned to Navy Reserve Center, [REDACTED] Navy Cargo Handling Battalion [REDACTED] Surface Company [REDACTED] unit.
- f. On 12 July 2022, NAVPERS 1070/621, Agreement to Extend Enlistment was generated from Navy Standard Integrated Personnel System for Petitioner to extend for a term of 22-months "To incur

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sufficient obligated service to execute BUPERS Order JW-299669-IAP-18 dated 22MAY26 In accordance with MILPERSMAN 1160-040. I understand that this extension becomes binding upon execution and may not be thereafter canceled, except as provided in MILPERSMAN 1160-040.” The extension was signed by Petitioner on an unknown date but was not signed by witness/Commanding Officer; therefore, was not made operative.

g. On 21 July 2022 Petitioner discharge at EOS. At the time of discharge, Petitioner earned 42 total Reserve points and 18 years, 9 months, and 12 days TYQS.

#### CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2),<sup>1</sup> the Board finds the existence of an injustice warranting the following corrective action. Petitioner met the criteria to extend/reenlist in accordance with reference (b). However, Petitioner’s extension was not made operative, resulting in his discharge at EOS on 21 July 2022. Therefore, the Board felt, under these circumstances, relief is warranted.

#### RECOMMENDATION

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

Prior to Petitioner’s 21 July 2022 EOS, cognizant authority approved his NAVPERS 1070/621, Agreement to Extend Enlistment for a term of 22 months. Note: Petitioner’s discharge of 21 July 2022 is rescinded.

Petitioner’s anniversary year ending 9 October 2022 is amended to reflect 50 total Reserve points, a satisfactory year of service and 19 TYQS.

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.

12/1/2022

[REDACTED]

Deputy Director

[REDACTED]

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<sup>1</sup> 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.