

Docket No. 7288-22 Ref: Signature Date

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

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

- Ref: (a) Title 10 U.S.C. § 1552
  (b) NAVADMIN 108/20, 15 Apr 20
  (c) FY21 SRB Award Plan (N13SRB 005/FY21), 9 Aug 21
  (d) FY22 SRB Award Pan (N13SRB 001/FY22), 14 Feb 22
- Encl: (1) DD Form 149 w/attachments
  (2) CMSB memo 1160 Ser B328/106, 4 Oct 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 show Petitioner was eligible for and received a Selective Reenlistment Bonus (SRB).

2. The Board, consisting of **Constant of Action 13**, **Constant of Action 13**, and **Constant of Petitioner's** allegations of error and injustice on 13 October 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 5 June 2018, Petitioner entered active duty for 3 years with an End of Active Obligated Service (EAOS) of 4 June 2021 and Soft End of Active Obligated Service (SEAOS) of 4 June 2022.

c. In accordance with reference (b), this NAVADMIN announced revised SRB policy for Active Component (AC) and Full-Time Support (FTS), superseding NAVADMIN 272/19. Sailors must now have reenlisted within 365-days of their EAOS (as opposed to 270-days

## Subj: REVIEW OF NAVAL RECORD ICO XXX-XX-

required in NAVADMIN 272/19), except in the case of Nuclear-trained Sailors who could have reenlisted at any point in the reenlistment zone, per guidance in OPNAVINST 1160.8B.

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d. In accordance with reference (c), FY21 SRB Award Plan (N13SRB 005/FY21) a zone "A" SRB with an award level of 1.5 (\$30,000 award ceiling) for the MR2 rate was listed.

e. On 11 December 2021, Petitioner signed a command career request (NPPSC 1160/1) requesting a 4 year reenlistment with an effective date of 11 March 2022. The request was approved by cognizant authority on 28 December 2021.

f. In accordance with reference (d), FY22 SRB Award Plan (N13SRB 001/FY22) a zone "A" SRB with an award level of 0.0 (\$30,000 award ceiling) for the ITS rate was listed.

g. On 28 February 2022, Petitioner signed a NPPSC 1160/1 requesting a 4 year reenlistment with an effective date of 15 April 2022. The request was approved by cognizant authority on 8 March 2022.

h. On 15 April 2022, Petitioner reenlisted for 4 years with an EAOS of 14 April 2026.

i. On 28 April 2022, Commanding Officer (CO), not a notified BCNR via Navy Pay and Compensation Policy Branch that BCNR Staff, request you review and approve Petitioner's BCNR request, DD Form 149, and honor his initial request to reenlist on 12 January 2022, making him eligible for an SRB. Furthermore, grant payment of SRB.

The following events rendered Petitioner unable to reenlist before 15 March 2022 and missing the SRB deadline, none of which were due to his own fault. Petitioner routed a reenlistment request on 11 December 2021 with a reenlistment request date of 12 January 2022. After his Department Head signed it, the request was returned to the division for routing to the CO for final approval, but instead it was misplaced causing the delays. A series of attempts to correct the error were initiated but poorly executed. Finally, Petitioner was instructed to route a new request without realizing that the delay past 15 March 2022 resulted in his ineligibility for SRB entitlement. The poorly of the opportunity to receive the SRB that he would otherwise be entitled to.

j. 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 on 11 December 2021, Petitioner signed a NPPSC 1160/1 requesting a 4 year reenlistment with an effective date of 11 March 2022. At that time, Petitioner was eligible for SRB, however, reference (d) was published on 14 February 2022,

## Subj: REVIEW OF NAVAL RECORD ICO XXX-XX-

removing Petitioner's rate from SRB eligibility effective 15 March 2022. Petitioner's original reenlistment request was not routed and tracked resulting in Petitioner needing to resubmit his reenlistment request and becoming ineligible for SRB.

## RECOMMENDATION

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

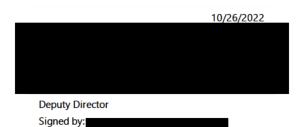
Petitioner was discharged and reenlisted on 10/11 March 2022, vice on 14/15 April 2022 for a term of 4 years.

Note: This change will entitle the member to a zone "A" SRB with an award level of 1.5 (\$30,000 award ceiling) for the MR rate. Remaining obligated service to 4 June 2022 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.



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