

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

d. On 1 October 2022, MMPA listed a leave balance of 80.5 days, currently he has a leave balance of 83.0 days.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b)¹ and (c),² and enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that Petitioner showed the intent of selling 30-days of his accrued leave by electing to do so on his NPPSC 1160/1 on 8 May 2022, which was approved by his command on 15 June 2022. Due to oversight by Petitioner and his Command Career Counselor, Petitioner did not receive payment for the requested 30 days of leave because Petitioner's reenlistment contract listed 00.0 Lump Sum Leave (LSL) Sellback. The Board decided that under these circumstances, relief is warranted.

RECOMMENDATION

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

The immediate reenlistment contract (NAVPERS 1070/601) executed on 16 June 2022 for a term of 4 years, listed LSL SELLBACK "30.0" vice "00.0."

Note: Defense Finance and Accounting Service (DFAS) will complete an audit of Petitioner's records to determine if Petitioner is due any back pay.

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.

10/24/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]

¹ Reference (b), a Service member is entitled to receive payment for no more than 60 days of accrued leave during a military career.

² Reference (c), enlisted Service members may sell a portion of accrued leave and carry forward the remainder to a new enlistment or first extension.