

Docket No. 7474-22 Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO

- Ref: (a) Title 10 U.S.C. § 1552 (b) NAVADMIN 108/20, 15 Apr 20 (c) FY22 SRB Award Plan (N13SRB 003/FY22), 28 Jun 22
- Encl: (1) DD Form 149 w/attachments
 (2) Advisory Opinion by CMSB BUPERS-328, 13 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 and Sectors**, and **Constant and Perviewed Petitioner's** allegations of error and injustice on 27 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. On 7 April 2009, Petitioner entered active duty.

b. On 6 October 2017, Petitioner reenlisted for 6 years with an End of Active Obligated Service (EAOS) of 5 October 2023.

c. On 7 April 2019, Petitioner entered zone "C."

d. In December 2020, Petitioner was awarded NEC W17A (Supervisory Air Intercept Controller).

e. On 19 April 2022, Petitioner signed a command career request (NPPSC 1160/1) requesting a 4-year reenlistment with an effective date of 30 June 2022. The request was approved by cognizant authority on 28 April 2022.

f. On 4 May 2022, Petitioner was issued official change duty orders (BUPERS order:) with required obligated service to September 2025, while stationed in ______ with an effective date of departure of August 2022. Petitioner's ultimate activity was ______ for duty with an effective date of arrival of 15 September 2022.

g. In accordance with reference (c), FY22 SRB Award Plan (N13SRB 003/FY22) listed a zone "C" SRB with an award level of 3.5 (\$45,000 award ceiling) for the OS/W17A rate/NEC.

h. On 30 June 2022, Petitioner reenlisted for 4 years with an EAOS of 29 June 2026.

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 at the time Petitioner reenlisted, he was eligible for a zone "C" SRB. If the Command Career Counselor had submitted the SRB precertification request to BUPERS-328, 35 to 120 days in advance of Petitioner's reenlistment date, he would have been approved for Zone C 3.5 award level SRB.

RECOMMENDATION

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

Petitioner's Command submitted a waiver request for his SRB to BUPERS-328 via OPINS/NSIPS less than 35 days in advance of the requested reenlistment date of the Sailor and was approved by cognizant authority.

Note: This change will entitle the member to a zone "C" SRB with an award level of 3.5 (\$45,000 award ceiling) for the OS/W17A rate/NEC. Remaining obligated service to 5 October 2023 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.



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.