



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

[REDACTED]
Docket No. 7562-22
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVADMIN 085/19 of 8 Apr 19

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by OCNO N133D, 18 Jan 23
(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 that Petitioner's reenlistment on 25 October 2019 was for a term of 4 years vice 6 years, and that he received the Enlisted Supervisor Retention Bonus (ESRP) Zone 1 vice a Selective Reenlistment Bonus (SRB) Zone C.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED], reviewed Petitioner's allegations of error and injustice on 27 April 2023 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. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

- a. On 23 April 2007, Petitioner entered active duty.
- b. On 9 April 2014, Petitioner reenlisted for 6 years with an End of Active Obligated Service (EAOS) of 8 April 2020. Furthermore, Petitioner received a zone B SRB.
- c. On 23 April 2017, Petitioner entered zone 1.
- d. On 16 December 2018, Petitioner was advanced to [REDACTED].

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e. In accordance with reference (c), announced revised ESRP award levels and supersedes NAVADMIN 003/18. The ESRP program provides a retention incentive to senior Navy nuclear-trained enlisted Sailors with highly specialized skills. Current ESRP requirements limit the program as follows: a. The minimum reenlistment length was 3 years. b. The maximum bonus amount for each year of additional obligated service (AOS) was limited to 30,000 dollars as stated in section 331 of Title 37 U.S. Code. c. All ESRP payments must be received prior to completion of 26 years of service (YOS). Furthermore, a zone "1" ESRP with an award level of 6.5 for the ELTSW/N26S rate/ Navy Enlisted Classification (NEC) was authorized.

f. In August 2019, Petitioner was awarded NEC N26S.

g. On 25 October 2019, Petitioner reenlisted for 6 years with an EAOS of 24 October 2025. Furthermore, Navy Standard Integrated Personnel System (NSIPS) listed an administrative remarks (NAVPERS 1070/613) agreeing to the following: "Reenlisted this date for 4 years and entitled to SRB based on rating/NEC: MMN SRB Zone C. The total SRB entitlement is \$75558.59. First installment of \$37779.29 authorized for payment. Member acknowledges that approval of advance or remaining amount of payments is not automatic but is dependent on funds available and hardship relative to others requesting similar payment. Authority for SRB reenlistment is BUPERS-328, Millington, TN DTG: 160010Z OCT 19"

h. In December 2019, Petitioner was awarded NEC N33Z.

i. On 18 June 2020, Petitioner was issued official change duty orders ([REDACTED]) while stationed at [REDACTED] with an effective date of departure of October 2020. Petitioner's intermediate (01) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 14 December 2020. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 6 March 2021, with a Projected Rotation Date (PRD) of March 2024.

j. On 6 October 2020, Petitioner was issued official modification to change duty orders ([REDACTED]) while stationed at [REDACTED] with an effective date of departure of November 2020. Petitioner's intermediate (01) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 16 November 2020. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 3 April 2021, with a PRD of April 2024.

k. In April 2022, Petitioner was awarded NEC 805A.

l. In the advisory opinion, 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

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corrective action. The Board concluded that Petitioner reenlisted on 25 October 2019 in ESRP zone 1 with the associated NAVPERS 1070/613 filed for his reenlistment stated he was reenlisting for a SRB zone C contract; however, Petitioner was not eligible for SRB zone C. Petitioner's reenlistment was processed as ESRP zone 1 with all subsequent payments reflecting the correct zone. Furthermore, the NAVPERS 1070/613 also stated the length of his reenlistment contract was four years. However, due to administrative oversight, NSIPS reflects a reenlistment term of six years, adversely impacting compensation available within ESRP zone 2.

RECOMMENDATION

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

Petitioner's immediate reenlistment contract (NAVPERS 1070/601) executed on 25 October 2019 is for a term of 4 years, vice 6 years. Furthermore, Petitioner's administrative remarks (NAVPERS 1070/613) listed "ESRP zone 1" vice "SRB zone C". Note: That any other entries affected by the Board's recommendation be corrected. Furthermore, Defense Finance and Accounting Service (DFAS) should contact [REDACTED] Program Manager, [REDACTED] at [REDACTED] concerning the ESRP.

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.

[REDACTED]

5/8/2023

[REDACTED]

Deputy Director

Signed by: [REDACTED]