



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

[REDACTED]
Docket No 8090-22
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) OPNAVINST 1160.8B, 1 Apr 19

Encl: (1) DD Form 149 w/attachments
(2) CMSB memo 1160 Ser B328/121, 1 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 show Petitioner's immediate reenlistment contract executed on 25 August 2022 was expunged, and that he signed an agreement to extend enlistment in order to meet service obligation.

2. The Board, consisting of [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 22 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, 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 12 December 2012, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 11 December 2016 and Soft End of Active Obligated Service (SEAOS) of 11 December 2018.

c. On 25 July 2018, Petitioner signed an agreement to extend enlistment for 12 months with an SEAOS of 11 December 2019 under the Obligated Service To Train (OTT) program in order to extend through school, and then reenlist upon graduation to meet Permanent Change of Station (PCS) orders (BUPERS order: 0648) service obligation.

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[REDACTED]

d. In accordance with reference (b), additional eligibility criteria will be published by NAVADMIN. If the current SRB NAVADMIN publishes the use of zones, the guidance regarding zones in table 1-1 must be adhered to. A member may receive only one SRB per zone during a career. When reenlisting for SRB, the reenlistment must take the member's new EAOS into the next SRB zone.

e. On 21 November 2019, Petitioner reenlisted for 6 years with an EAOS of 20 November 2025. Furthermore, Petitioner received a zone "B" SRB.

f. On 27 November 2019, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 15 December 2019 for duty.

g. On 22 April 2022, Petitioner was issued official change duty orders (BUPERS order: 1122) with required obligated service to December 2025, while stationed in [REDACTED] with an effective date of departure of September 2022. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 31 October 2022, with a Projected Rotation Date (PRD) of [REDACTED].

h. In May 2022, Petitioner earned Navy Enlisted Classification (NEC) [REDACTED].

i. On 22 July 2022, Petitioner signed a command career request (NPPSC 1160/1) requesting a 6 year reenlistment effective 25 August 2022 and a zone "B" SRB with an award level of 3.0. Petitioner's request was approved by cognizant authority on 25 July 2022.

j. On 25 August 2022, Petitioner reenlisted for 6 years with an EAOS of 24 August 2028.

k. On 31 October 2022, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 31 October 2022 for duty.

l. 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 reference (b) and enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that BUPERS order: 1122 required Petitioner to obligate service out to December 2025, which could have been satisfied by reenlistment or extension of enlistment. Petitioner requested to reenlist for 6 years with a Zone B, 3.0 award level SRB. The SRB precertification was submitted to BUPERS-328 and was erroneously approved. Petitioner had already received a Zone B SRB for his reenlistment on 21 November 2019. Per reference (b), a sailor can only have one SRB per Zone during their career. Petitioner reenlisted for 6 years on 25 August 2022; however, the SRB authorization was rescinded. If Petitioner had opted to extend rather than reenlist to meet the service obligation, he would be eligible to reenlist in zone C and receive a zone C SRB if one is authorized.

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[REDACTED]

RECOMMENDATION

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

Petitioner's immediate reenlistment contract (NAVPERS 1070/601) executed on 25 August 2022 for a term of 6 years is null and void.

Petitioner signed an agreement to extend enlistment (NAVPERS 1070/621) for 1 month, operative on 21 November 2025.

Note: These changes will establish an EAOS of 20 November 2025 and SEAOS of 20 December 2025.

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.

12/2/2022

[REDACTED]
Deputy Director
[REDACTED]