



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

[REDACTED]  
Docket No. 8349-22  
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) FY21 SRB Award Plan (N13SRB 001/FY21) of 28 Oct 20

Encl: (1) DD Form 149 w/attachments  
(2) Advisory Opinion by CMSB BUPERS-328, 10 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 7 month extension dated 8 December 2020 was removed from his record and replaced with 6 year reenlistment contract, and he was eligible for and received a Selective Reenlistment Bonus (SRB). Furthermore, Petitioner was advanced to E4 effective 8 December 2020.

2. The Board, consisting of [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 1 December 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 10 May 2018 Petitioner entered active duty for 4 years with an EAOS of 9 May 2022 and SEAOS of 9 May 2024.

b. On 8 June 2018 Petitioner was issued official change duty orders (BUPERS order: 1598) while stationed in [REDACTED] with an effective date of departure of July 2018. Petitioner's ultimate activity was [REDACTED] for duty with under instruction an effective date of arrival of 17 July 2018, with a Projected Rotation Date (PRD) of February 2019.

c. On 9 November 2018 Petitioner signed a Professional Apprenticeship Career Track (PACT) Program Enlistment Guarantees (NAVCRUIT 1133/53) Annex "A" to DD Form 4 dated On 9 November 2018 listing the following option: Surface/Seaman Professional Apprenticeship Career Track (IPACT) Program Guarantee.

d. On 29 November 2018 Petitioner was issued official change duty orders (BUPERS order: 3338) while stationed in [REDACTED] with an effective date of departure of December 2018. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 4 January 2019, with a PRD of January 2021.

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

e. On 12 December 2018 Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 2 January 2019 for duty.

f. On 24 September 2020 the Director, Military Community Management notified Petitioner via Commanding Officer, [REDACTED] that per BUPERSINST 1430.16G, Petitioner was authorized advancement to the paygrade of E-4 via the Professional Apprenticeship Career Track (PACT) Program with his Commanding Officer or Officer-in-Charge (CO/OIC) endorsement. The following guidelines pertain; a. Effective date of advancement will be the same date the member incurs the required obligated service via extension of enlistment or reenlistment. If required, Command must send Designation Advancement Letter to askmnc@navy.mil to remove HYT gate. The date of advancement will be no earlier than 16 October 2020. b. Rating designation: AO. c. Effective date of rating designation no earlier than 1 October 2020 d. Required obligated service to May 2024.

g. On 7 October 2020 Petitioner was issued official change duty orders (BUPERS order: 2810) with required obligated service to August 2023, while stationed in [REDACTED] with an effective date of departure of January 2021. Petitioner's intermediate (1) activity was [REDACTED] for temporary duty with an effective date of arrival of 11 February 2021. Petitioner's intermediate (2) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 1 March 2021. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 25 April 2021, with a PRD of August 2023.

h. In accordance with reference (b), FY21 SRB Award Plan (N13SRB 001/FY21) a zone "A" SRB with an award level of 1.5 ([REDACTED] award ceiling) for the AO rate was listed.

i. On 8 December 2020 Petitioner signed an agreement to extend enlistment for 7 months with an SEAOS of 9 August 2023 in order to incur sufficient obligated service to execute BUPERS order 2810.

j. On 14 January 2021 Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 22 April 2021 for duty.

k. On 3 September 2021 Petitioner reenlisted for 4 years with an EAOS of 2 September 2025, and was advanced to AO3/E-4.

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 corrective action. The Board concluded that Petitioner was selected for a rate designation of Aviation Ordnanceman (AO) via the PACT program and upon incurring the required obligated service out to May 2024, he was authorized advancement to E-4 no earlier than 16 October 2020. Petitioner should have been advised to reenlist to meet the OBLISERV of May 2024 as outlined in the PACT letter. Reference (b) lists skill set AO, Zone A as a qualifying skill set for SRB. Additionally, BUPERS Order 2810 required OBLISERV out to August 2023, making him eligible for early reenlistment to receive an SRB. Petitioner was eligible to reenlist on 8 December 2020, be awarded Zone A SRB, and advance to E-4 with an effective date of 8 December 2020.

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

RECOMMENDATION

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

The 7 month agreement to extend enlistment (NAVPERS 1070/621) executed on 8 December 2020 is null and void.

Petitioner was discharged and reenlisted on 7/8 December 2020, vice on 2/3 September 2021 for a term of 6 years.

Note: This change will entitle the member to a zone "A" SRB with an award level of 1.5 (\$ [REDACTED] dollar award ceiling) for the AO rate. Remaining obligated service to 9 May 2022 will be deducted from SRB computation.

Petitioner was advanced to Petty Officer Third Class/E-4 on 8 December 2020.

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.

1/13/2023

[REDACTED]

Deputy Director

[REDACTED]