



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

[REDACTED]
Docket No. 8860-22
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVADMIN 108/20 of 15 Apr 20
(c) FY22 SRB Award Plan (N13 SRB 001/FY22), 14 Feb 22
(d) FY22 SRB Award Plan (N13 SRB 005/FY22), 23 Sep 22

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by CMSB (BUPERS-328), 5 Dec 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 Selective reenlistment Bonus (SRB) amount reflects the full 60 months for his reenlistment.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 23 February 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 31 July 2018 Petitioner entered active duty for 4 years with an end of active obligated service (EAOS) of 30 July 2022 and soft EAOS of 30 July 2024. Petitioner signed 2 agreements to extend enlistment on 29 June 2018 for training in the Advanced Technical Field and advancement in rate with a total aggregate of 24 months.

b. In May 2019 Petitioner was awarded Navy Enlisted Classification (NEC) L33A.

c. In accordance with reference (b), revised SRB policy for Active Component (AC) and Full-Time Support (FTS), superseding NAVADMIN 272/19. Sailors must now have reenlisted

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within 365-days of their EAOS (as opposed to 270-days required in NAVADMIN 272/19), except in the case of Nuclear-trained Sailors who could have reenlisted at any point in the reenlistment zone, per guidance in OPNAVINST 1160.8B.

d. On 18 November 2021 Petitioner was issued official change duty orders (BUPERS order: 3221) with required obligated service to November 2025, while stationed in [REDACTED] with an effective date of departure of June 2022. Petitioner's intermediate (1) activity was [REDACTED] for temporary duty with an effective date of arrival of 5 July 2022. Petitioner's intermediate (2) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 19 July 2022.

e. On 13 December 2021 Petitioner agreed to an active duty obligation for 4 months to gain the total OBLISERV required by BUPERS order: 3221 to November 2025. Petitioner's administrative remarks (NAVPERS 1070/613) printed on 20 September 2022 was unsigned by Petitioner or cognizant authority.

f. In accordance with reference (c), FY22 SRB Award Plan (N13SRB 001/FY22) a Zone "A" SRB with an award level of 3.5 (\$60,000 award ceiling) for the HM/L24A rate/NEC was listed.

g. On 1 June 2022 Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 30 June 2022 for temporary duty.

h. On 16 June 2022 Petitioner was advanced to HM3/E-4.

i. In accordance with reference (d), FY22 SRB Award Plan (N13SRB 005/FY22) a Zone "A" SRB with an award level of 3.5 (\$60,000 award ceiling) for the HM/L24A rate/NEC was listed.

j. On 28 September 2022 Petitioner was issued official modification to change duty orders (BUPERS order: 3221) while stationed in [REDACTED] with an effective date of departure of June 2022. Petitioner's intermediate (1) activity was [REDACTED] for temporary duty with an effective date of arrival of 5 July 2022. Petitioner's intermediate (2) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 19 July 2022. Petitioner's intermediate (3) activity was [REDACTED] for temporary duty with an effective date of arrival of 4 November 2022. Petitioner's intermediate (4) activity was [REDACTED] for temporary duty with an effective date of arrival of 30 November 2022. Petitioner's intermediate (5) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 16 January 2023. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 23 April 2023, with a PRD of April 2025.

k. In November 2022 Petitioner was awarded NEC L24A.

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l. On 3 November 2022 Petitioner reenlisted for 5 years with an EAOS of 2 November 2027. Furthermore, Petitioner received a Zone “A” SRB.

m. On 4 November 2022 Petitioner transferred from [REDACTED]

n. On 10 January 2023 Petitioner was issued official modification to change duty orders (BUPERS order: 3221) while stationed in [REDACTED] with an effective date of departure of June 2022. Petitioner’s intermediate (1) activity was [REDACTED] for temporary duty with an effective date of arrival of 5 July 2022. Petitioner’s intermediate (2) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 19 July 2022. Petitioner’s intermediate (3) activity was [REDACTED] for temporary duty with an effective date of arrival of 4 November 2022. Petitioner’s intermediate (4) activity was [REDACTED] for temporary duty with an effective date of arrival of 30 November 2022. Petitioner’s intermediate (5) activity was FLD [REDACTED] for temporary duty under instruction with an effective date of arrival of 16 January 2023. Petitioner’s intermediate (6) activity was [REDACTED] for temporary duty with an effective date of arrival of 6 April 2023. Petitioner’s ultimate activity was [REDACTED] for duty with an effective date of arrival of 14 May 2023, with a PRD of May 2025.

o. 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 partial corrective action. The Board concluded that at the time of reenlistment Petitioner’s EAOS should have reflected 30 July 2023 however, the Personnel Support Detachment (PSD) erroneously made a 12-month extension and a 24 month extension operative at the same time resulting in an erroneous EAOS of 30 July 2025. If the EAOS had reflected correctly as 30 July 2023 upon his reenlistment date of 3 November 2022, Petitioner would have received SRB Zone A, 3.5 award level for 51 months of Additional Obligated Service (AOS) rather than 27 months of AOS.

RECOMMENDATION

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

Petitioner was entitled to a Zone “A” SRB with an award level of 3.5 (\$60,000 award ceiling) for the HM/L24A rate/NEC. Remaining obligated service to “30 July 2023” vice “30 July 2025” was deducted from SRB computation.

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[REDACTED]

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

That part of the Petitioner's request for corrective action that exceeds the foregoing be denied.

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.

3/2/2023

[REDACTED]

Deputy Director

[REDACTED]