

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

> Docket No. 9078-22 Ref: Signature Date

Dear	:

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 2 March 2023. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board also considered the advisory opinion by Headquarters, U.S. Marine Corps (MMEA) of 22 December 2022, which was previously provided to you. You were afforded an opportunity to submit a rebuttal, but did not do so.

On 18 October 2010, you entered active duty. On 10 October 2017, you reenlisted for 4 years with an End of Current Contract (ECC) of 9 October 2021. On 14 August 2019, your Careerist Active Duty SDA w/Extension/AMOI Duty request was submitted, and disapproved by Headquarters, U.S. Marine Corps (HQMC) on 10 December 2019. On 2 September 2019, you were promoted to Gunnery Sergeant/E-7. On 12 December 2019, you signed an agreement to extend enlistment for 21 months with an EAS of 9 July 2023 in order to obligate service for Permanent Change of Station orders (PCSO) to for duty.

In accordance with MARADMIN 344/21 published on 2 July 2021 (Fiscal Year 2022 (FY22) selective retention bonus (SRB) program and FY22 broken service SRB (BSSRB) program), This MARADMIN announced the SRB program and the BSSRB program authorized for FY22. With the advent of several new SRB programs, Marines were encouraged to thoroughly review the contents of this bulletin. First term Marines (Zone A) and career Marines (Zone B, C, D, E, F, and G) who reenlisted on or after 7 Jul 21 were eligible for the FY22 SRB program. This

included any regular component first term or career Marine with an End of Current Contract (ECC) from 1 Oct 21 to 30 Sep 22.

Marines in Zones A, B, and C who submitted for a minimum of 48 month reenlistment between 7 July 2021 through 30 September 2021 with a PMOS that was listed in section(s) 3.1, 3.m, and 3.n, and were subsequently approved, rated an 8,000 dollar Early Reenlistment Kicker in addition to the PMOS bonus amount listed in section(s) 3.1, 3.m, and 3.n. After 30 Sep 21, this Early Reenlistment Kicker expired.

Zone C applies to those active component Marines with 10 to 14 years of active military service. Marines with exactly 14 years of active service on the date of reenlistment may be paid a Zone C Primary Military Occupational Specialties (PMOS) bonus if they have not previously received a Zone C PMOS bonus. Zone C PMOS bonus payments for Marines who reenlisted for at least 48 months obligated service were authorized as listed below in dollars (bonuses for Marines who reenlisted for 36 to 47 months obligated service were calculated as per para 3.i). Furthermore, a zone C SRB for MOS 1833, E7 and above, which was capped at \$8,000 for 48 months of additional obligated service was authorized.

On 28 September 2021, Career Planner, Battalion, Marines notified you that he was reaching out because you populate on his retention roster for this FY and he wanted to see if you were interested in completing a retention request for this FY.

On 13 October 2021, you signed a Reenlistment Extension Lateral Move (RELM) Request (NAVMC 11537) in order to reenlist for 48 months. Furthermore, the following was written: requesting reenlistment of 48 months in MOS 1833, also requesting SRB incentive for MOS 1833, zone C for \$8,000."

On 1 March 2022, your Careerist Active Duty SDA w/Extension/AMOI Duty request was submitted, and disapproved by HQMC on 7 March 2022. Furthermore, Career Planner Section comments stated that you were requesting extension on AMOI duty at the You were planning to submit for reenlistment in July for FY23 retention campaign.

On 13 October 2022, you signed an agreement to extend enlistment for 1 month with an EAS of 9 August 2023 in accordance with total force retention system (TFRS) message.

In accordance with MARADMIN 604/22 published on 21 November 2022, Appointments for Marines listed in paragraph 2 will be issued to fill vacancies in the selected grade in the assigned order of seniority. Monthly promotions will be announced by separate MARADMIN messages. All Marines who are eligible for consideration by an Enlisted Promotion Selection Board must have satisfied specified Professional Military Education (PME) requirements prior to the convening of the board. Marines who recently completed a Special Duty Assignment (SDA) and were within the 365 day exemption period, in accordance with MARADMIN 663/16 and MARADMIN 342/22, were also considered.

The following selectees were approved on 21 November 2022 (for proper order read left to right): On 21 November 2022, you were

assigned PMOS 8999.

You requested to receive the FY22 SRB and Early Reenlistment Kicker; the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that you took no reenlistment action prior to the email you received on 28 September 2021 from your Career Planner asking if you would like to submit a retention request. Your extension took effect on 10 October 2021. On 19 October 2021, you submitted a 48-month reenlistment with a Zone C SRB request to your command. By that time, your extension had taken effect, changing your ECC from 9 October 2021 to 9 July 2023 which made you ineligible for reenlistment and both the FY22 SRB and Early Reenlistment Kicker. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.



Sincerely,