

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

> Docket No. 9261-22 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 16 February 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 Branch Head, Community Management Support Branch BUPERS-328, 20 December 2022, which was previously provided to you. You were afforded an opportunity to submit a rebuttal, but did not do so.

On 2 October 2017, you entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 1 October 2021 and Soft End of Active Obligated Service (SEAOS) of 1 October 2023. In September 2018, you were awarded Navy Enlisted Classification (NEC) O52A (Special Warfare Combatant-Craft Crewman (SWCC)). On 29 August 2019, you received a certificate of graduation from the Naval Special Warfare Advanced Training Command upon completing a course of instruction in Special Operations Tactical Medic. Furthermore, you were awarded NEC O91A (Naval Special Warfare (NSW) Special Operations Tactical Medic (SO-TM)).

In accordance with NAVADMIN 108/20 published 15 April 2020, revised Selective Reenlistment Bonus (SRB) policy for Active Component (AC) and Full-Time Support (FTS), superseding NAVADMIN 272/19. Sailors must now have reenlisted 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.

In accordance with FY21 SRB Award Plan (N13SRB 004/FY21) published on 29 June 2021, a Zone "A" SRB with an award level of 6.5 (\$75,000 award ceiling) for the SB/O52A rate/NEC was listed. However, no Zone "A" SRB for the SB/O91A rate/NEC was listed.

On 29 June 2021, you signed a command career request (NPPSC 1160/1) requesting a 4 year reenlistment effective 29 June 2021. Your request was approved on 21 September 2021 by cognizant authority.

In accordance with FY21 SRB Award Plan (N13SRB 005/FY21) published on 9 August 2021, a Zone "A" SRB with an award level of 6.5 (\$75,000 award ceiling) for the SB/O52A rate/NEC was listed. However, no Zone "A" SRB for the SB/O91A rate/NEC was listed.

On 24 September 2021, Deputy Chief of Naval Personnel notified you that you were authorized immediate in-rate reenlistment in the active component with an end date of January 2023. On 1 October 2021, you reenlisted for 4 years with an EAOS of 30 September 2025. Furthermore, you received a Zone A SRB.

You requested to correct your Zone A SRB for the award of O91A vice O52A in connection with your reenlistment on 1 October 2022. 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 were paid the correct SRB. At the time of your reenlistment, no SRB was offered for the skill set O91A. 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,