



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

██████████
Docket No. 410-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO ██████████
██████████

Ref: (a) Title 10 U.S.C. § 1552
(b) COMNAVCRUITCOM msg 301300Z Apr 18

Encl. (1) DD Form 149 w/attachments
(2) Advisory opinion by NRC, 17 Feb 23
(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 establish eligibility for the Enlisted Bonus for Source Rate (EBSR).

2. The Board, consisting of ██████████ reviewed Petitioner's allegations of error and injustice on 7 March 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. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. On 24 October 2016, Petitioner issued Secret clearance.

b. On 30 August 2017, Petitioner enlisted in the Naval Reserve for a term of 8 years of which 4 years was considered an active duty obligation. NAVCRUIT 1133/52, Enlistment Guarantees - Annex "A" listed Submarine Electronics Computer Field (SECF 5YO) Program (SUBVOL). Active Duty Service Date (ADSD): 22 February 2018.

c. On 31 August 2017, Petitioner reclassified and signed NAVCRUIT 1133/52, Enlistment Guarantees - Annex "B" which listed Advanced Technical Field Special Warfare Operator (ATF/SO 6YO) Challenge Program; and EBSR - \$12,000 Bonus. ADSD: 11 December 2017.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]

d. Petitioner's entered active duty on 11 December 2017 and signed NAVPERS 1070/621, Agreement to Extend Enlistment for a term of 12-months.

e. On 20 December 2017, Petitioner signed NAVPERS 1070/621, Agreement to Extend Enlistment for an additional 12-month term.

f. On 10 February 2018, Petitioner completed Recruit Basic Military Training.

g. On 14 June 2018, Petitioner signed NAVCRUIT 1133/52, Enlistment Guarantees - Annex "C" reclassifying him to the Advanced Technical Field Navy Diver (ATF/ND 6YO) Challenge Program.

h. On 14 June 2018, Petitioner completed Navy Diver Basic Engineering Course.

i. On 4 June 2019, Petitioner completed Diver Second Class course and awarded Navy Enlisted Classification (NEC) M2DV effective 1 June 2019.

j. 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. In accordance with reference (b),¹ Petitioner met the criteria to receive \$15,000 EBSR after reclassification to ATF/ND. However, NAVPERS 1133/52, Enlistment Guarantees – Annex "C" was inadvertently issued without listing \$15,000 EBSR. Although the proper administrative requirements were not completed, the Board felt, under these circumstances, relief is warranted.

RECOMMENDATION

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

Petitioner's NAVCRUIT 1133/52, Enlistment Guarantee - Annex "C" to DD Form 4 dated 30 August 2017 is modified to reflect Option 2: "Enlistment Bonus for Source Rate (EBSR) - \$15,000 Bonus" vice "N/A."

This change will entitle Petitioner to receive \$15,000 EBSR upon earning NEC M2DV effective 1 June 2019.

¹ Reference (b) applied to future Sailors initially classified or reclassified (change in program, rate or ship date) on or after 1 May 2018. Active Component Recruits in the Navy Diver (ND) - Advanced Technical Field program that shipped in October through September of any fiscal year were eligible for \$15,000 upon completion of Dive "A" school and must have earned the rating NEC and have a security clearance.

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

Note: Defense Finance and Accounting Service will complete an audit of Petitioner's pay records to determine retroactive bonus entitlement.

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.

3/23/2023

[REDACTED]

Deputy Director

[REDACTED]