



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

██████████
Docket No. 557-23
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVADMIN 108/20, 15 Apr 20
(c) FY21 SRB Award Plan (N13SRB 005/FY21), 9 Aug 21

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by CMSB (BUPERS-328), 25 Jan 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 show Petitioner reenlisted vice extended enlistment and was eligible for and received a Selective Reenlistment Bonus (SRB).

2. The Board, consisting of ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 14 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 2 December 2014 Petitioner entered active duty for 4 years with an end of active obligated service (EAOS) date of 1 December 2018 and Soft EAOS (SEAOS) date of 1 December 2020.

b. On 27 July 2017 Petitioner reenlisted for 6 years with an EAOS of 26 July 2023.

c. In June 2020, Petitioner was awarded Navy Enlisted Classification (NEC) N250.

d. On 25 October 2021 Petitioner was issued official change duty orders (BUPERS order: 2981) with required obligated service to January 2025, while stationed in ██████████, ██████████ with an effective date of departure of December 2021. Petitioner's ultimate activity was ██████████ for duty with an effective date of arrival of 20 January 2022, with a Projected Rotation Date of January 2025.

e. On 28 October 2021 Petitioner signed an agreement to extend enlistment for 18 months with a SEAOS of 26 January 2025 in order to incur sufficient obligated service to execute BUPERS order 2981.

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f. 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 issued BUPERS order: 2981 with required obligated service to January 2025. At the time, Petitioner was in zone "B" and was eligible for the zone "B" 7.5 award level SRB vice executing an extension of enlistment. The Command Career Counselor should have advised Petitioner to reenlist for 3 years rather than execute an 18-month extension.

RECOMMENDATION

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

The 18 month agreement to extend enlistment (NAVPERS 1070/621) executed on 28 October 2021 is null and void.

Petitioner was discharged on 2 December 2021 and reenlisted on 3 December 2021 for a term of 3 years.

Petitioner executed an agreement to extend enlistment (NAVPERS 1070/621) for 1-month operative on 3 December 2024.

Note: This change will entitle the member to a zone "B" SRB with an award level of 7.5 (\$ [REDACTED] award ceiling) for the MMN/N25O rate/NEC. Remaining obligated service to 26 July 2023 will be deducted from SRB computation.

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.

3/4/2023

[REDACTED]

Deputy Director

[REDACTED]