



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

██████████
Docket No. 664-23
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) COMNAVCRUITCOM msg 081625Z Feb 18

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by NRC (N35), 1 Apr 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 ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 25 April 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. Reference (b) applied to future Sailors initially classified or reclassified (change in program, rate, or ship date) on or after 20 December 2017. Active Component Recruits in the Advanced Technical Field Navy Diver Program (ATF/ND 6YO) that shipped in October through September of any fiscal year, were eligible for \$12,000 upon completion of Dive "A" school, must have earned the rating Navy Enlisted Classification (NEC) and have a security clearance.

b. On 30 May 2017, Petitioner enlisted in the Naval Reserve for a term of 8 years of which 4 years was considered an active duty obligation. Personalized Recruiting for Immediate and Delayed Enlistment Modernization listed Advanced Technical Field Special Warfare Operator (ATF/SO 6YO) Challenge Program that required a voluntary extension of 24-months and listed eligibility for EBSR - \$12,000 Bonus. Active Duty Service Date (ADSD): 4 October 2017.

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[REDACTED]

- c. Petitioner's ADSD is 4 October 2017.
- d. On 12 October 2017, Petitioner signed two 12-month extensions; contract expiration date to be 3 October 2023.
- e. On 8 November 2017, Petitioner issued Secret clearance.
- f. On 2 December 2017, Petitioner completed Recruit Basic Military Training.
- g. On 27 March 2018, Petitioner issued "[REDACTED] Drop Page 13" NAVPERS 1070/613, Administrative Remarks indicating, "Member voluntarily disenrolled from Special Warfare Operator/SEAL or Special Warfare Boat Operator/SWCC pipeline training this date 20MAR2018."
- h. On 9 April 2018, Petitioner issued BUPERS Order: 3007 (Official Modification to Change Duty Orders) to attend Navy Diver Basic Engineering Course for temporary duty under instruction.
- i. On 14 June 2018, Petitioner completed Navy Diver Basic Engineering Course.
- j. On 20 February 2019, Petitioner completed Diver Second Class course and awarded NEC M2DV effective 1 February 2019.

CONCLUSION

The Board finds the existence of an injustice warranting the following corrective action. In accordance with reference (b), Petitioner met the criteria to receive \$12,000 EBSR. However, NAVPERS 1133/52, Enlistment Guarantees – Annex "B" was not issued to capture reclassification and entitlement to \$12,000 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 issued NAVCRUIT 1133/52, Enlistment Guarantee - Annex "B" to DD Form 4 dated 30 May 2017 and listed Option 1: Advanced Technical Field Navy Diver (ATF/ND 6YO) Program, and Option 2: Enlistment Bonus for Source Rate (EBSR) - \$12,000 Bonus.

This change will entitle Petitioner to receive \$12,000 EBSR upon earning NEC M2DV effective 1 February 2019.

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.

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[REDACTED]

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.

5/8/2023

[REDACTED]
Deputy Director
[REDACTED]