

DEPARTMENT OF THE NAVY

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

> Docket No. 1066-23 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO, USN,

XXX-XX-

Ref: (a) Title 10 U.S.C. § 1552

(b) COMNAVCRUITCOM msg 102146Z May 22 (c) COMNAVCRUITCOM msg 042222Z Aug 22

Encl: (1) DD Form 149 w/attachments

(2) NRC ltr 1133 Ser N35 of 1 Apr 2023

(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 her naval record be corrected to establish eligibility for Enlisted Bonus for Source Rate (EBSR) and Enlisted Bonus for Shipping (EBSHP).
- 2. The Board, consisting of _____, and ____ reviewed Petitioner's allegations of error and injustice on 2 May 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, she 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 11 May 2022. Active Component Recruits in the Advanced Technical Field Cryptologic Technician Interpretive (ATF/CTI 6YO) Program that shipped in October through September of any Fiscal Year, were eligible for \$15,000 EBSR upon graduation from Language "A" school and first duty station qualification training in the designated language. Additionally, a \$30,000 Enlistment Bonus for Shipping (EBSHP) was payable if the servicemember shipped to Recruit Training Command (RTC) during the months of May through June 2022.

- b. Reference (c), applied to future Sailors initially classified or reclassified (change in program, rate or ship date) on or after 5 August 2022. The message also specified recruiting personnel should not advise future Sailors to roll out and back in, in an attempt to qualify for a bonus. Additionally, future Sailors scheduled to ship August through September 2022 on the effective date of this message were not eligible for EBSHP.
- c. On 9 June 2022, 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 Advanced Technical Field Cryptologic Technician Interpretive (ATF/CTI 6YO) Program that required a voluntary extension of 24-months. Active Duty Service Date (ADSD): 16 August 2022.
- d. Petitioner's ADSD is 16 August 2022. On this day, Petitioner signed DD Form 1966, Record of Military Processing recertifying the information contained on the document; block 34(c) listed "Change Required EBSHP: 25000 and EBSRB: 15000." Additionally, Petitioner signed NAVCRUIT 1133/102, Enlistment Bonus Statement of Understanding that outlined eligibility to EBSR \$15,000 and EBSHP \$25,000 based on the reference (c). Lastly, Petitioner signed NAVPERS 1070/621, Agreement to Extend Enlistment for a term of 24-months.
- e. On 4 November 2022, Petitioner completed Recruit Basic Military Training and detached RTC, on 5 November 2022.
- f. On 6 November 2022, Petitioner reported to IWTC, Monterey as a student for duty under instruction; scheduled graduation date 31 October 2023.
- g. In correspondence 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 partial 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 Petitioner is eligible to receive \$15,000 EBSR after completing Language "A" school and first duty station qualification training in the designated language in accordance with reference (b). However, NAVPERS 1133/52, Enlistment Guarantees – Annex "A" did not capture the EBSR entitlement. Additionally, the Board determined Petitioner did not have a change in program, rate, or ship date, thereby ineligible for the EBSHP per references (b) and (c). Although the proper administrative requirements were not completed, the Board felt, under these circumstances, partial relief is warranted.

RECOMMENDATION

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

Petitioner's NAVCRUIT 1133/52, Enlistment Guarantee - Annex "A" to DD Form 4 dated 9 June 2022 is amended to reflect Option 2: "Enlistment Bonus for Source Rate (EBSR) - \$15.000 Bonus."

This change will entitle Petitioner to receive \$15,000 EBSR upon graduation from Language "A" school and first duty station qualification training in the designated language.

The part of Petitioner's request for corrective action that exceeds the foregoing is denied in accordance with references (b) and (c). Specifically, reference (b) only applied to future Sailors shipping in the months of May and June and reference (c) indicates future Sailors scheduled to ship August through September 2022 on the effective date of the message [5 August 2022] were not eligible for EBSHP.

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.

