

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 1469-23 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

XXX XX USMC

Ref: (a) Title 10 U.S.C. § 1552

(b) MARADMIN 344/21, 2 Jul 21

Encl: (1) DD Form 149 w/attachments

- (2) Advisory opinion by HQMC (MMEA), 13 Mar 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 was eligible for and received a Selective Retention Bonus (SRB).
- 2. The Board, consisting of \_\_\_\_\_\_, and \_\_\_\_\_\_ reviewed Petitioner's allegations of error and injustice on 23 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 22 August 2017, Petitioner entered active duty for 5 years with an End of Current Contract (ECC) of 21 August 2022.
- b. On 31 May 2019, Petitioner was assigned ADMOS1 2791. On 21 October 2019, and was assigned Primary Military Occupational Specialties (PMOS) 2641.
- c. In accordance with reference (b), announced the SRB program and the Broken Service SRB (BSSRB) program authorized for FY22. With the advent of several new SRB programs, Marines were encouraged to thoroughly review the contents of this bulletin. First term Marines (Zone A) and career Marines (Zone B, C, D, E, F, and G) who reenlisted on or after 7 July 2021

were eligible for the FY22 SRB program. This included any regular component first term or career Marine with an ECC from 1 October 2021 to 30 September 2022.

Zone A applies to those active component Marines with 17 months to 6 years of active military service. First term Marines with exactly 6 years of active military service on the date of reenlistment may be paid a Zone A PMOS bonus if they have not previously received a Zone A PMOS bonus. If they have received a Zone A PMOS bonus, or if no Zone A PMOS bonus is designated, they may be paid a Zone B PMOS bonus. Bonus payments are limited to one payment per Zone. Zone A PMOS bonus payments for Marines who reenlisted for at least 48 months obligated service were authorized as listed below in dollars (bonuses for Marines who reenlisted for 36 to 47 months obligated service were calculated as per para 3.i). Furthermore, a Zone "A" SRB for MOS 2641, E-5 and above, which is capped at \$10,000 for 48 months of additional obligated service was authorized.

- d. On 1 January 2022, Petitioner was promoted to Sergeant/E-5.
- e. On 28 March 2022, Petitioner's 1ST Term Active Duty Reenlistment request was submitted and approved by HQMC on 30 March 2022.
  - f. On 8 April 2022, Petitioner reenlisted for 3 years with an ECC of 7 April 2025.
- g. 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 on 28 March 2022, Petitioner submitted a 36-month reenlistment with a Zone A SRB request to HQMC. On 30 March 2022, Petitioner was approved for a 36-month reenlistment with a pro-rated Zone A SRB. On 8 April 2022, Petitioner executed a 36-month reenlistment. At the time of reenlistment, Petitioner's new reenlistment created an ECC of 7 April 2025, resulting in less than 36 months of obligated service making Petitioner ineligible for the pro-rated SRB.

## RECOMMENDATION

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

Petitioner's enlistment/reenlistment document (DD Form 4) executed on 8 April 2022 was for a term of "3 years and 5 months," vice "3 years."

Note: This change will entitle the member to a Zone "A" SRB for MOS 2641, E-5 and above, which is capped at \$10,000 for 48 months of additional obligated service. Remaining obligated service to 21 August 2022 will be deducted from SRB computation.

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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.

