



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

██████████
Docket No. 1470-23
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) MILPERSMAN 1160-100, 4 Nov 05
(c) Career School Listing, 16 Aug 22

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by CMSB (BUPERS-328), 27 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 show Petitioner reenlisted under Selective Training and Reenlistment (STAR) program,¹ and was advanced to Petty Officer Second Class/E-5 on 9 December 2022.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 9 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. 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 31 January 2019, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 30 January 2023 and Soft EAOS of 30 January 2025.

b. On 16 August 2019, Petitioner was advanced to MMN3/E-4.

¹ Reference (b), the STAR program offers career designation to first term enlisted members who enlist or reenlist and thereby become eligible for the following career incentives: a. Guaranteed assignment to an appropriate Class "A" or "C" School (but not both). b. Possible advancement from petty officer third class (PO3) to petty officer second class (PO2) upon completion of a Class "C" School or a Class "C" School package, which is listed in the Career Schools Listing (CSL), MILPERSMAN 1510-020, and the latest NAVADMIN in effect on date of reenlistment, if otherwise eligible. c. Advancement to PO3 upon completion of Phase I of an Advanced Electronics Field (AEF) Class "A" School under automatic advancement procedures for the AEF program. d. SRB, if eligible (not guaranteed).

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c. On 22 July 2020, Petitioner transferred from [REDACTED], and arrived to [REDACTED] for duty under instruction on 23 July 2020.

d. On 1 December 2020, Petitioner was issued official change duty orders (BUPERS order: [REDACTED]) while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of January 2021. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 18 February 2021, with a Projected Rotation Date (PRD) of February 2025.

e. In February 2021, Petitioner was awarded Navy Enlisted Classification (NEC) N150.

f. On 2 February 2021, Petitioner transferred from [REDACTED], and arrived to [REDACTED] for duty under instruction on 16 March 2021.

g. On 1 July 2022, Petitioner submitted an Electronic Personnel Action Request (NAVPERS 1306/7) requesting STAR reenlistment. Petitioner's request was approved by cognizant authority on 1 July 2022.

h. On 9 December 2022, Petitioner reenlisted for 6 years with an EAOS of 8 December 2028. Petitioner received a zone "A" Selective Reenlistment Bonus (SRB). Furthermore, Petitioner signed an Administrative Remarks (NAVPERS 1070/613) with the following: "Per BUPERSINST 1430.16G, I have been advanced to the rank of Second Class Petty Officer this date under the STAR Reenlistment Program." Machinery Division Leading Chief Petty Officer (MLCPO) witnessed Petitioner's signature.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2),² the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded that Petitioner was awarded Navy Enlisted Classification (NEC) N150 in February 2021, which is listed on reference (c)³ as being eligible for the STAR Program. The Command Career Counselor failed to properly submit Petitioner's STAR request to BUPERS-328 for approval. If the request had been submitted properly, it would have been approved and Petitioner could have been advanced to pay grade E-5 upon his reenlistment date of 9 December 2022.

² 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 partial favorable action.

³ Reference (c), a rating/NEC MMN/N150/N250 (Nuclear Propulsion Plan Operator – Mechanical) with an obliserv of 6 years was listed with the following notes: 1. MPM 1160-100 OUTLINES the OBLISERV requirements for STAR program reenlistment.

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RECOMMENDATION

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

Petitioner executed an Immediate Reenlistment Contract (NAVPERS 1070/601) on 9 December 2022 for a term of 6 years and listed "Career designated under MILPERSMAN 1160-100."

Petitioner was advanced to MMN2/E-5 effective "9 December 2022."

Note: Defense Finance and Accounting Service (DFAS) will complete an audit of Petitioner's records to determine if Petitioner is due any back pay and allowances.

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.

3/17/2023

