

DEPARTMENT OF THE NAVY

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

> Docket No. 1535-23 Ref: Signature Date

Dear

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 25 April 2023. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board also considered the advisory opinion by Branch Head, Community Management Support Branch BUPERS-328 of 1 March 2023, which was previously provided to you. You were afforded an opportunity to submit a rebuttal, but did not do so.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

On 19 June 2018, Petitioner's Enlistment/Reenlistment Document Armed Forces of the United States (DD Form 4/1) listed 8 years in the U.S. Naval Reserve of which 3 years were considered an active duty obligation. Furthermore, Petitioner's Enlistment Guarantees (NAVCRUIT 1133/53) Annex "B" to DD Form 4 dated 19 June 2018 listed 3 years in the U.S. Navy, with the following option: Aviation/Airman Professional Apprenticeship Career Track (PACT) Program Guarantee.

On 5 February 2019, you entered active duty for 3 years with an End of Active Obligated Service (EAOS) of 4 February 2022.

In accordance with OPNAVINST 1160.8B published 1 April 2019, mandatory eligibility criteria for members are be eligible to reenlist for a period of at least 3 years on active duty, to include FTS unless otherwise delineated by the current NAVADMIN. Any reenlistment actions taken cannot decrease the current military service obligation. A member may receive only one SRB per zone during a career. When reenlisting for Selective Reenlistment Bonus (SRB), the reenlistment must take the member's EAOS into the next SRB zone.

On 27 August 2020, Director, Military Community Management notified you via Commanding Officer, Navy Operational Support Center Quincy that per BUPERSINST 1430.16G, you were authorized advancement to the pay grade of E-4 via the PACT Program with the Commanding Officer or Officer-in-Charge (CO/OIC) endorsement. The following guidelines pertain: Effective date of advancement will be the same date you incurred the required obligated service via extension of enlistment or reenlistment. The date of advancement will be no earlier than: 16 September 2020. Rating designation: AO. Effective date of rating designation no earlier than 1 September 2020. Required obligated service to February 2024.

On 9 September 2020, Deputy Chief of Naval Personnel notified you that you were authorized immediate in-rate reenlistment in the active component with an end date of January 2022.

On 22 October 2020, you signed a command career request (NPPSC 1160/1) requesting a 24 month extension for accelerated advancement. Your request was approved on 28 October 2020 by cognizant authority.

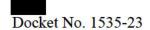
On 29 October 2020, you signed an agreement to extend enlistment for 24 months with a Soft End of Active Obligated Service (SEAOS) of 4 February 2024 in order to incur sufficient obligated service for accelerated advancement and PACT program service requirements to AO3. Furthermore, you were advanced to AO3/E-4 under special program.

On 16 February 2022, you transferred from and arrived to on 16 February 2022 for duty.

On 20 January 2023, you were issued official change duty orders (BUPERS order:) with required obligated service to August 2026, while stationed at with an effective date of departure of March 2023. Your intermediate (01) activity was for temporary duty under instruction with an effective date of arrival of 25 March 2023. Your ultimate activity was for duty with an effective date of arrival of 13 May 2023, with a Projected Rotation Date (PRD) of August 2026.

On 2 March 2023, you were issued official cancellation to change duty orders (BUPERS order:).

You requested to replace your 24 month extension of enlistment executed on 29 October 2020 with a 2 year term reenlistment and be awarded an SRB. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that according to OPNAVINST 1160.8B, in order to



be eligible for an SRB, you must be eligible to reenlist for a period of at least 3 years on active duty. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

