



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

[REDACTED]
Docket No. 1601-23
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Commander, Navy Personnel Command

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USNR,
XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVADMIN 108/20, 15 Apr 20
(c) FY23 Reserve SRB Award Plan (N13 SRB 001/FY23), 26 Oct 22

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by CMSB BUPERS-328, 2 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 Reenlistment Bonus (SRB).

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 4 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. 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 28 February 2011, Petitioner entered active duty.
- b. On 15 November 2019, Petitioner reenlisted for 4 years with an End of Active Obligated Service (EAOS) of 14 November 2023.
- c. In accordance with reference (b), announced revised SRB policy for Active Component and Full-Time Support, superseding NAVADMIN 272/19. Sailors must now have reenlisted within 365-days of their EAOS (as opposed to 270 days required in NAVADMIN 272/19),

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USNR,
XXX-XX-[REDACTED]

except in the case of Nuclear-trained Sailors who could have reenlisted at any point in the reenlistment zone, per guidance in OPNAVINST 1160.8B.

- d. On 30 September 2020, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 2 October 2020 for duty.
- e. On 28 February 2021, Petitioner entered Zone C.
- f. In accordance with reference (c), FY23 Reserve SRB Award Plan (N13 SRB 001/FY23) a Zone "C" SRB with an award level of 0.5 (\$30,000 award ceiling) for the LS TAR rate was listed.
- g. On 4 November 2022, Petitioner was issued official change duty orders (BUPERS order: 3082) with required obligated service to October 2026, while stationed at NAVRESCEN, [REDACTED] with an effective date of departure of October 2023. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 30 November 2023, with a Projected Rotation Date (PRD) of October 2026.
- h. On 7 December 2022, Petitioner signed a command career request (NPPSC 1160/1) requesting a 5 year reenlistment effective 28 December 2022. Petitioner's request was approved on 14 December 2022 by cognizant authority.
- i. On 28 December 2022, Petitioner reenlisted for 5 years with an EAOS of 27 December 2027.
- j. 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 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 BUPERS order: 3082 required Petitioner to obligate service out to October 2026, which could have been satisfied by reenlistment or extension of enlistment. Petitioner requested to reenlist for 5 years with a Zone C SRB. If the Command Career Counselor had submitted the SRB precertification to BUPERS 328 35 to 120 days in advance of Petitioner's reenlistment date, it would have been approved.

RECOMMENDATION

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

Petitioner's Command submitted a waiver request for his SRB to BUPERS-328 via OPINS/NSIPS less than 35 days in advance of the requested reenlistment date of the Sailor and was approved by cognizant authority.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USNR,
XXX-XX-[REDACTED]

Note: This change will entitle the member to a Zone "C" SRB with an award level of 0.5 (\$30,000 dollar award ceiling) for the LS rate. Remaining obligated service to 14 November 2023 will be deducted from SRB computation.

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.

4/17/2023

[REDACTED]

Deputy Director

Signed by: [REDACTED]