



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

[REDACTED]
Docket No. 2307-23
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

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

Ref: (a) Title 10 U.S.C. § 1552
(b) MILPERSMAN 1160-100, 4 Nov 05
(c) Career School Listing, 16 Aug 22
(d) FY23 SRB Award Plan (N13 SRB 001/FY23), 26 Oct 22

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by CMSB BUPERS-328, 23 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 reenlisted on 13 November 2022 under the Selective Training and Reenlistment (STAR) program with eligibility for advancement to Petty Officer Second Class/E-5 upon "C" school graduation, 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 13 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. In accordance with 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

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I of an Advanced Electronics Field (AEF) Class "A" School under automatic advancement procedures for the AEF program. d. SRB, if eligible (not guaranteed).

b. On 15 November 2016, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 14 November 2020 and Soft End of Active Obligated Service (SEAOS) of 14 November 2021.

c. In December 2017, Petitioner was awarded Navy Enlisted Classification (NEC) 804G and L03A.

d. On 31 July 2019, Petitioner signed an agreement to extend enlistment for 12 months with an SEAOS of 14 November 2022 in order to obligate service to High Year Tenure (HYT) of 14 November 2022.

e. On 14 June 2022, Petitioner was issued official change duty orders (BUPERS order: 1652) with required obligated service to April 2026, while stationed at [REDACTED] with an effective date of departure of December 2022. Petitioner's intermediate (01) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 3 January 2023. Furthermore, obligated service to April 2026 is required for this assignment which may be satisfied by reenlistment or extension of enlistment. Early reenlistment authorization refer to NAVADMIN 150-13. OBLISERV must be obtained within 30 days of receipt of these orders and prior to transfer. Advise PERS-40 within 30 days of receipt of these orders if Petitioner does not desire to obligate.

f. On 30 June 2022, Petitioner was frocked to PO3/E-4 based on the March 2022 Cycle 255 Navy Wide Advancement Exam (NWAE).

g. In accordance with reference (c), a rating/NEC HM-L24A (Behavioral Health Tech) with an obliserv of 5 years was listed with the following notes: 1. MPM 1160-100 OUTLINES the OBLISERV requirements for STAR program reenlistment.

h. In accordance with reference (d), FY23 SRB Award Plan (N13 SRB 001/FY23) a Zone "A" SRB with an award level of 1.0 (\$30,000 award ceiling) for the HM rate was listed.

i. On 15 December 2022, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 3 January 2023 for temporary duty.

j. On 16 December 2022, Petitioner was advanced to HM3/E-4.

k. 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.

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XXX-XX-[REDACTED]

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 Petitioner was in receipt BUPERS Orders to earn a qualifying Navy Enlisted Classification (NEC) HM-L24A that met the requirements for the STAR Program as outlined in references (b) and (c). Reference (b) also states that personnel must have no more than 6 years of continuous active naval service on their date of reenlistment. Petitioner went beyond 6 years of service on 15 November 2022. At that time, he was eligible for Zone A SRB. The Board determined that Petitioner was eligible to reenlist under the STAR Program on 13 November 2022 and receive a Zone A 1.0 award level SRB. NPC will determine the date Petitioner meets the eligibility requirements to be advanced to E-5.

RECOMMENDATION

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

Petitioner executed an Immediate Reenlistment Contract (NAVPERS 1070/601) on 13 November 2022 for a term of 6 years and listed "Career designated under MILPERSMAN 1160-100."

Note: This change will entitle the member to a Zone "A" SRB with an award level of 1.0 (\$30,000 dollar award ceiling) for the HM rate. Remaining obligated service to 14 November 2022 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.

4/20/2023

[REDACTED]
Deputy Director

Signed by: [REDACTED]