



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

██████████
Docket No. 4784-23
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) FY22 SRB Award Plan (N13SRB 001/FY22), 14 Feb 22
(c) FY24 SRB Award Plan (N13 SRB 001/FY24), 3 Oct 23

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by CMSB memo 1160 Ser B328/150, 18 Sep 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 received a Zone B Selective Reenlistment Bonus (SRB).

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 19 December 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 10 January 2017, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 9 January 2021 and Soft EAOS (SEAOS) of 9 January 2023.

b. In April 2018, Petitioner was awarded Navy Enlisted Classification (NEC) C00A.

c. In accordance with reference (b), FY22 SRB Award Plan (N13SRB 001/FY22), a Zone "B" SRB with an award level of 3.0 (\$60,000 award ceiling) for the CTT/771B rate/NEC was listed.

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d. On 30 March 2022, Petitioner was issued official change duty orders (BUPERS order: [REDACTED]) with required obligated service to December 2027, while stationed in [REDACTED] with an effective date of departure of June 2022. Petitioner's intermediate (01) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 11 June 2022. Petitioner's intermediate (02) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 3 July 2022. Petitioner's intermediate (03) activity was [REDACTED] for temporary duty with an effective date of arrival of 30 July 2022. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 18 December 2022 with a Projected Rotation Date of December 2027. Obligated service to December 2027 is required for this assignment, which may be satisfied, by reenlistment or extension of enlistment. Circumstances such as potential monetary loss under critical skills bonus or SRB, refer to MILPERSMAN 1306-106 para 4. Use of NAVPERS 1070/613 only authorized for SRB eligible sailors.

e. On 25 April 2022, Petitioner reenlisted for 2 years with an EAOS of 24 April 2024.

f. On 4 May 2022, Navy Standard Integrated Personnel System (NSIPS)/Electronic Service Record (ESR) shows a 44-month agreement to extend enlistment with an SEAOS of 24 December 2027.

g. On 11 June 2022, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 12 June 2022 for temporary duty.

h. On 24 June 2022, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 4 July 2022 for temporary duty.

i. In July 2022, Petitioner was awarded NEC 804G.

j. On 29 July 2022, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 29 July 2022 for temporary duty.

k. In November 2022, Petitioner was awarded NEC 771B.

l. On 18 November 2022, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 12 December 2022 for duty.

m. On 10 January 2023, Petitioner entered Zone B.

n. In accordance with reference (b), FY24 SRB Award Plan (N13 SRB 001/FY24), a Zone "B" SRB with an award level of 3.5 (\$60,000 award ceiling) for the CTT/771B rate/NEC was listed.

o. 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 on 30 March 2022, Petitioner was issued BUPERS order: 0892 with required obligated service to December 2027 and earning NEC 771B. At that time NEC 771B was listed as eligible for a Zone B SRB in according to reference (b), however Petitioner was still in Zone A. Because Petitioner had enough time on contract to complete the school, he was ineligible for OBLISERV to Train. Petitioner met the OBLISERV through a 2-year reenlistment and a 44-month agreement to extend enlistment, operative on 25 April 2024. The Board determined that Petitioner should have been advised to sign a NAVPERS 1070/613 agreeing to extend enlistment for 44 months. Petitioner would then have been eligible to reenlist once he was awarded the NEC and entered Zone B. Furthermore, in accordance with reference (c) he would be currently eligible to reenlist for a Zone B SRB.

RECOMMENDATION

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

Petitioner's 44-month agreement to extend enlistment (NAVPERS 1070/621) operative on 25 April 2024 is null and void.

Petitioner executed an Administrative Remarks (NAVPERS 1070/613) on 4 May 2022, agreeing to extend enlistment for 44 months for OBLISERV to December 2027.

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.

12/28/2023

