



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

█  
Docket No. 5028-23  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO █  
█

Ref: (a) Title 10 U.S.C. § 1552

Encl: (1) DD Form 149 w/attachments  
(2) Advisory Opinion by CNRC, 13 Jul 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 reflect enlistment in the Navy for 4 years and voluntary extension of 12 months for the Machinist Mate Submarines 5-year (MMS/5YO) program.

2. The Board, consisting of █ reviewed Petitioner's allegations of error and injustice on 21 September 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. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. Petitioner served in the Army from 4 September 2018 to 11 December 2018 and discharged for entry level performance and conduct.

b. The Petitioner's Personalized Recruiting for Immediate and Delayed Enlistment Modernization (PRIDE Mod II) – Manage Applicant screen reflects Petitioner enlisted on 29 June 2020 under the MMS/5YO program with a ship date of 11 August 2020. PRIDE Mod II – Recruit Job Sale Order Review screen reflects "Initial Term: 48 Months and School Extension: 12."

c. On 29 June 2020, Petitioner signed NAVPERS 1070/621, Agreement to Extend Enlistment for 12 months for "Training Five-Year Obligor Program for MMS/5YO rating per current directives." Petitioner also signed NAVCRUIT 1133/52, Enlistment Guarantees – Annex "A" to

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]

DD Form 4 dated 29 June 2020, DD Form 1966, Record of Military Processing and NAVCRUIT 1133/102, Enlistment Bonus Statement of Understanding. By signing the aforementioned forms, Petitioner acknowledged his enlistment in the MMS/5YO program and entitlement to \$10,000 Enlistment Bonus for Source Rate, \$4,000 Enlistment Bonus for Shipping, and \$2,000 Enlistment Bonus for Physical Fitness Assessment.

d. On 11 August 2020, Petitioner entered active duty in paygrade E-1. Petitioner's Navy Standard Integrated Personnel System record reflects current enlistment date of 11 August 2020, end of active obligated service (EAOS) date of 10 August 2025 and Soft EAOS date of 10 August 2026.

e. On 8 October 2020, Petitioner issued "RTC Advancement (DEP)", NAVPERS 1070/613, Administrative Remarks indicating, "Advanced to E-2 effective 08/11/2020 for pay and precedence purposes. Authority: COMNAVCRUITCOMINST 1130.8K."

f. On 15 March 2021, Petitioner completed Machinist Mate Auxiliary Block 0 and reported to his first permanent duty station, [REDACTED] on 23 March 2021 for duty.

g. On 20 October 2021, Petitioner's Master Military Pay Account reflects payment of \$16,000 for enlistment bonuses.

h. 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.

## 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 Petitioner's official military personnel file does not contain a copy of his DD Form 4, Enlistment/Reenlistment Document dated 29 June 2020. However, the Board determined Petitioner's record contains sufficient evidence to reflect his enlistment on 29 June 2020 was for a term of 4 years vice 5 years, and that he was guaranteed MMS/5YO program, with a voluntary 12-month extension. Therefore, the Board determined that under this circumstance, relief is warranted.

## RECOMMENDATION

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

Petitioner's issued DD Form 4, Enlistment/Reenlistment Document reflects enlisting in the Navy on 29 June 2020 for a term of "4 years" vice "5 years" in paygrade E-1. Note: Petitioner's 12-month extension remains valid. This change modifies Petitioner EAOS to "10 August 2024" vice "10 August 2025" with a Soft EAOS of "10 August 2025" vice "10 August 2026."

Subj: REVIEW OF NAVAL RECORD IC0 [REDACTED]  
[REDACTED]

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.

10/3/2023

