

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

> Docket No. 5617-23 Ref: Signature Date

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| Dear | |
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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 18 January 2024. 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 considered the advisory opinion contained in Office of the Chief of Naval Operations memorandum 7220 Ser N130/23U0911 of 25 July 2023, which was previously provided to you and your response to the opinion.

On 19 March 2018, you were issued official change duty orders (BUPERS Order: 0788) with required obligated service to February 2022, while stationed in the service of the service date of departure of July 2018. Your ultimate activity was for duty with an effective date of arrival of 13 August 2018 with a projected rotation date (PRD) of February 2022.

On 31 July 2018, you transferred from **Constant and and arrived to Constant and Constant an**

On 30 June 2020, you were issued official homeport shift orders (BUPERS Order: 1820) while stationed in **Sector 1820**, with an effective date of departure of January 2021. Your ultimate activity was **Sector 1820**, with an effective date of arrival of 21 January 2021, with a PRD of February 2022.

On 19 August 2020, notified that, "SVM is 33 y/o AD male with depressive symptoms and suicidal ideation. Previously DX of depressive disorder, asymptomatic on SSRI. received waiver. recurrence of SXS date to July. Inciting factor not identified. Working diagnosis is major depressive episode - F32.3. SVM may remain onboard until first homeport BSP, provided SVM condition does not further deteriorate and ship can support ongoing monitoring for safety. Concur with removal from QWSL. SVM is NPQ sub duty. SVM will require UMO-MH reassessment, TX with remission of SXS, stable meds dose to RTD. Once these conditions met, ISIC UMO can submit new waiver request. For CSS-15: in event GRN sked CHG for the condition and RTHP".

On 19 October 2020, you were issued a Temporary Additional Duty (TEMADD) Travel Orders (NAVPERS 1320/16) effective 19 October 2020 for INDEF to the second structure of the se

On 26 October 2020, you were issued a TEMADD Travel Orders (NAVPERS 1320/16) effective 26 October 2020 for 90 days to **Example 10** (**Example 20**) for Temporary Duty. Estimated date of return was 28 February 2021.

In accordance with Policy Decision Memorandum (PDM) 001-21: Sea Duty Incentive Pay (SDIP) Program published on 23 November 2020, SDIP-Extension (SDIP-E). Qualified Sailors voluntarily extend onboard their current command when assigned to a ship, submarine or an aviation squadron designated as Type 2/4 sea duty for rotational purposes, by a minimum of 12 months and a maximum of 48 months beyond their Prescribed Sea Tour (PST) completion date/PRD.

SDIP requests will originate at the Sailor's current command, prior to being selected or posted to a billet for follow-on orders or a separate extension becoming effective. Requests consist of a completed application NAVPERS 1306/7 with command endorsement. In applying for SDIP, a Sailor must: Specifically indicate: Which option is being requested (i.e., SDIP-B, SDIP-C or SDIP-E), the number of months desired, the requested detachment month, as applicable. Submit the SDIP application to the rating detailer within the following timelines: SDIP-E requests must be received by the detailer 14 to 16 months prior to PST completion date/PRD, whichever occurs later. PERS-40DD will make final approval/disapproval decisions on all SDIP requests.

On 19 May 2021, Commanding Officer, **Sector** (evaluated by an Undersea Medical Officer per Manual of the Medical Department and found to be physically not qualified for continued submarine duty due to change in prescription medication to 450mg of Wellbutrin, major depression disorder, recumbent, moderate, in partial remission, and history of suicidal ideation. Per COMSUBLANT/COMSUBPACINST 1306.1B, a waiver IS recommended. This package is forwarded to document all medical evaluation and to support a waiver of physical standards for this condition. Recommend retention in the United States Navy. No medical action is pending at this time." On 24 May 2021, Chief, Bureau of Medicine and Surgery notified Commander, Navy Personnel Command (PERS 403) that, "Based on a review of the available medical information, enclosure (1), the subject member DOES NOT meet the established physical standards for Submarine Duty due to history of suicidal ideation, major depressive disorder (recurrent, moderate- in partial remission), and change in psychotropic medication use (bupropion). A waiver of the physical standards for Submarine Duty IS recommended. Issuance of this waiver should not cause the subject member's provider to accept this condition as 'normal' or preclude ongoing reassessment, in accordance with pertinent clinical practice guidelines." Waiver was granted by cognizant authority on 25 May 2021.

On 25 May 2021, Commander, Navy Personnel Command (PERS 403) issued a memorandum endorsement with the following: "Waivers Granted for sub duty".

On 21 July 2021, Commander, Navy Personnel Command (PERS-403) notified you via Commander, that, "In response to NAVPERS 1306/7 OF 27 May 2021, your request to shift your PRD to August 2022 has been carefully considered, but regrettably is not approved. You have already entered your MyNavy Assignment (MNA) orders negotiation window, which precludes a PRD change."

If a medical waiver has not been approved once hard copy orders have been released, submit an ORDMOD via MNA to shift your estimated detach date.

On 20 August 2021, you reenlisted for 6 years with an End of Active Obligated Service of 19 August 2027.

In accordance with PDM 002-21: SDIP Program published on 25 October 2021, Qualified Sailors voluntarily extend onboard their current command when assigned to a ship, submarine, aviation squadron, or battalion designated as Type 2/4 sea duty for rotational purposes, by a minimum of 12 months and a maximum of 48 months beyond their PST.

SDIP requests will originate at the Sailor's current command, prior to being selected or posted to a billet for follow-on orders or a separate extension becoming effective. Requests consist of a completed application NAVPERS 1306/7 with command endorsement. In applying for SDIP, a Sailor must: Specifically indicate: Which option is being requested (i.e., SDIP-B, SDIP-C or SDIP-E), the number of months desired, the requested detachment month, as applicable. Submit the SDIP application to the rating detailer within the following timelines: (3) SDIP-E requests must be received by the detailer 14 to 16 months prior to PST completion date/PRD, whichever occurs later. PERS-40DD will make final approval/disapproval decisions on all SDIP requests.

On 22 August 2022, you were issued official change duty orders (BUPERS Order: 2342) while stationed in **Section 2019**, **Sectio**

On 15 November 2022, you were issued official modification to change duty orders (BUPERS Order: 2342) while stationed in **Example 1**, **Example 2**, **With an effective**

date of departure of January 2023. Your intermediate (01) activity was a second second

for duty with an effective date of arrival of 1 March 2023 with a PRD of March 2026.

On 20 December 2022, you were issued official modification to change duty orders (BUPERS Order: 2342) while stationed in the stationed in the

, for temporary duty under instruction with an effective date of arrival of 13 May 2023. Your ultimate activity was a second sec

for duty with an effective date of arrival of 5 July 2023 with a PRD of July 2026.

On 9 February 2023, you were issued official modification to change duty orders (BUPERS Order: 2342) while stationed in the s

, for temporary duty under instruction with an effective date of arrival of 13 May 2023. Your ultimate activity was for duty with an effective date of arrival of 5 July 2023 with a PRD of July 2025.

On 5 April 2023, you were issued official modification to change duty orders (BUPERS Order: 2342) while stationed in the stat

for temporary duty under instruction with an effective date of arrival of 15 July 2023. Your ultimate activity was for duty with an effective date of arrival of 4 September 2023 with a PRD of September 2026.

On 21 April 2023, you were issued official modification to change duty orders (BUPERS Order: 2342) while stationed in **Example 1**, **Example 2**, **Exa**

departure of June 2023. Your intermediate (01) activity was a second structure of a second structure of the second second

On 15 June 2023, you transferred from **Example 2023**, and arrived to **Example 2023** for temporary duty.

On 10 July 2023, you were issued official modification to change duty orders (BUPERS Order: 2342) while stationed in the stat

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2023. Your ultimate activity was for duty with an effective date of arrival of 4 September 2023 with a PRD of September 2026.

On 9 August 2023, you transferred from **August 2023**, and arrived to **an arrived to an arrived to arrive arrived to arrive arrived to arrive arrive arrived to an arrived to arrive arri**

You requested retroactive SDIP - SDIP-E for a period of 16 months onboard

, 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 in accordance with PDM 002-21, SDIP-E is for qualified sailors who voluntarily extend onboard their current command for a minimum of 12 months and a maximum of 48 months beyond their PST. SDIP-E requests must be received by the detailer 14 to 16 months prior to PST completion date/PRD, whichever occurs later. On 27 May 2021, you requested to shift your PRD to August 2022. At that time, your PRD was February 2022. Your request was denied by PERS-403 because you had already entered your orders negotiation window. The Board determined that you did not request SDIP-E within the required 14 to 16 months prior to your PRD of February 2022. Furthermore, your request to change your PRD was only for 6 months, not the minimum of 12 months. Additionally, SDIP-E is for voluntary extensions. Although you ultimately remained onboard your command 16 months beyond your PRD, you were involuntarily extended due to medical reasons. The Board determined that you are not eligible to receive SDIP-E and that no change to your record is warranted. 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.



Sincerely,