



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

██████████
Docket No. 6400-23
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) OPNAVINST 7220.14, 24 Dec 05
(c) DoD 7000.14-R FMR Volume 7A, Chapter 18

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by OCNO N130C3, 21 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's was eligible for and received Career Sea Pay Premium (CSP-P) for the period of 13 September 2015 to 15 September 2016.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 5 October 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), per 37 U.S.C. 305a: CSPP is payable when the consecutive sea-duty time counter indicates more than 36 consecutive months of sea duty and only for periods in which the member is entitled to CSP (or would have been entitled to CSP except for ineligibility due to paygrade and/or lack of cumulative sea-duty credit). Entitlement to CSP Premium begins on the first day of the 37th consecutive month of creditable sea duty in which the member was also entitled to CSP and if necessary, may be paid on a prorated day-for-day basis.

E-5 through E-9 members with less than 8 years of sea duty and all officers and E-1 through E-4 members, do retain eligibility for entitlement to the CSP Premium.

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Consecutive Sea-Duty Time for CSP Premium. The consecutive sea-duty time counter is documented and maintained by the member's local disbursing or administrative officer. The counter may take any one of three movements: increase, neutral (idle), or reset to zero.

Increases. The consecutive sea-duty counter increases whenever a member is serving on sea duty and receiving CSP. Neutrals (Idles). Sea-duty periods in which CSP is not received are treated as neutral or idle time for CSP Premium purposes. The consecutive sea-duty time counter temporarily idles whenever a member is on proceed time, travel time, temporary duty, and/or leave while between two qualifying sea-duty tours.

Category "B" CSP Premium Determination. Members assigned to Category "B" vessels only accrue consecutive sea duty counter credit coincident with their entitlement to CSP.

b. In accordance with reference (c), CSP-P is special pay that is in addition to CSP and is paid for unusually long periods of continuous sea duty. A member entitled to CSP who has served 36 consecutive months of sea duty is also entitled to CSP-P for the 37th consecutive month and each subsequent consecutive month of sea duty served. When payable as a separate item, CSP-P accrues from the first day following the completion of the 36th month of consecutive sea duty and will be prorated if beginning on other than the first day of a calendar month.

c. On 1 September 2011, Petitioner entered active duty.

d. On 26 July 2012, Petitioner was issued official change duty orders (BUPERS order: [REDACTED]) while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of August 2012. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 20 September 2012 with a Projected Rotation Date of September 2015.

e. On 30 August 2012, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 13 September 2012 for duty.

f. Petitioner was issued a JUMPS Leave Earning Statement (LES) Online Inquiry System for the month of September 2012 which listed both Submarine Pay and Career Sea Pay effective start date of 13 September 2012. Furthermore, Sea Duty Time was 00 years, 00 months, and 18 days.

g. On 16 June 2014, Petitioner was advanced to STS3/E-4.

h. On 4 May 2016, Petitioner was issued official change duty orders (BUPERS order: [REDACTED]) while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of September 2016. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 14 October 2016 with a Projected Rotation Date of November 2019.

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i. On 15 September 2016, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 13 October 2016 for duty.

j. Petitioner was issued a JUMPS Leave Earning Statement (LES) Online Inquiry System for the month of September 2016 which listed both Submarine Pay and Career Sea Pay effective stop date of 15 September 2016. Furthermore, Sea Duty Time was 04 years, 00 months, and 03 days.

k. On 15 April 2019, Petitioner was issued official change duty orders (BUPERS order: [REDACTED]) while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of November 2019. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 16 December 2019 with a Projected Rotation Date of December 2023.

l. On 11 November 2019, Petitioner transferred from [REDACTED], and arrived [REDACTED] on 10 December 2019 for duty.

m. 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 that Petitioner arrived to [REDACTED] on 13 September 2012 and began to receive CSP. Petitioner's sea duty time was 00 years, 00 months, and 18 days. When Petitioner transferred from [REDACTED], his Sea Duty Time was 04 years, 00 months, and 03 days. In accordance with reference (b), CSP Premium (CSPP) is payable when the consecutive sea-duty time counter indicates more than 36 consecutive months of sea duty and only for periods in which the member is entitled to CSP. Therefore, Petitioner was entitled to CSPP from 13 September 2015 to 15 September 2016 while serving onboard [REDACTED].

RECOMMENDATION

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

Petitioner was entitled to CSP-P for the period of 13 September 2015 to 15 September 2016.

Note: Defense Finance and Accounting Service will complete an audit of Petitioner's records to determine retroactive CSP-P entitlement.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

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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.

10/14/2023

