



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

[REDACTED]
Docket No. 7164-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED] SN,
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) MILPERSMAN 1160-100 of 4 Nov 05
(c) Career School Listing of 16 Aug 22

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by CMSB BUPERS-328, 30 Aug 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 reenlistment contract of 5 April 2023 was designated as a Selective Training and Reenlistment (STAR), he was advanced to E-5 upon reenlistment.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 14 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. 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 4 June 2020, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 3 June 2024 and Soft EAOS of 3 June 2026.

b. On 16 April 2021, Petitioner was advanced to ETN3/E-4.

c. On 24 September 2021, Petitioner was issued official change duty orders (BUPERS order: 2671) while stationed at [REDACTED] with an effective date of departure of October 2021. Petitioner's ultimate activity was [REDACTED] for duty under instruction with an effective date of arrival of 20 October 2021, with a Projected Rotation Date of April 2022.

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[REDACTED]

- d. On 8 October 2021, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 21 October 2021 for duty under instruction.
- e. On 7 March 2022, Petitioner was issued official change duty orders (BUPERS order: 0662) while stationed at [REDACTED] with an effective date of departure of April 2022. Petitioner's ultimate activity was [REDACTED] A for duty with an effective date of arrival of 22 May 2022, with a Projected Rotation Date of November 2026.
- f. In April 2022, Petitioner was awarded with NEC N13O.
- g. On 22 April 2022, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 3 June 2022 for duty.
- h. On 12 May 2022, Petitioner was issued official modification to change duty orders (BUPERS order: 0662) while stationed at [REDACTED] with an effective date of departure of April 2022. Petitioner's ultimate activity was [REDACTED], [REDACTED] for duty with an effective date of arrival of 22 May 2022, with a Projected Rotation Date of November 2026.
- i. On 5 April 2023, Petitioner reenlisted for 6 years with an EAOS of 4 April 2029. Furthermore, Petitioner received a Zone A Selective Reenlistment Bonus.
- j. On 15 August 2023, Command Career Counselor, [REDACTED] notified BCNR that "As the Command Career Counselor for [REDACTED] I am sending this statement regarding the circumstances of ETN [REDACTED] STAR reenlistment paperwork. It was completely my fault that a STAR Approval request was not submitted prior to STAR reenlisting [REDACTED] on 5 April 2023. [REDACTED] reenlisted under the assumption that all needed paperwork was completed for him to successfully STAR reenlist and get advanced. It is completely my fault for not submitting the STAR request IAW the MILPERSMAN."
- 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.

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 awarded NEC N13O in April 2022 which is listed on reference (c)¹ as being eligible for the STAR Program.² If the Command

¹ Reference (c), a rating/NEC ETN-N13O/N23O (Nuclear Propulsion Plant Operator – Reactor Control) with an obliserv of 6 years was listed with the following notes: 1. MPM 1160-100 OUTLINES the OBLISERV requirements for STAR program reenlistment.

² 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

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Career Counselor had submitted the STAR request to BUPERS-328, it would have been approved, and Petitioner would have advanced to E-5 upon his reenlistment date of 5 April 2023.

RECOMMENDATION

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

Petitioner executed an immediate reenlistment contract (NAVPERS 1070/601) on 5 April 2023 for a term of 6 years and listed "Career designated under MILPERSMAN 1160-100."

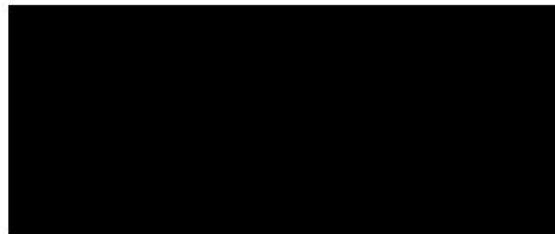
Petitioner was advanced to ETN2/E-5 on 5 April 2023.

Note: Defense Finance & Accounting Service will complete an audit of Petitioner's records to determine if Petitioner is due any back pay.

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.

9/19/2023



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 I of an Advanced Electronics Field (AEF) Class "A" School under automatic advancement procedures for the AEF program. d. Selective Reenlistment Bonus, if eligible.