

DEPARTMENT OF THE NAVY

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

> Docket No. 7450-23 Ref: Signature Date

Dear :

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 1 February 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 (AO) by Headquarters, U. S. Marine Corps (HQMC) memorandum 5420 MMEA of 27 September 2023, which was previously provided to you for comment.

On 9 January 2012, you entered active duty. On 22 June 2012, you were assigned Primary Military Occupational Specialties (PMOS) 0311. On 27 July 2019, you reenlisted for 4 years with an End of Current Contract (ECC) of 26 July 2023. On 23 October 2021, you signed an agreement to extend enlistment for 4 months with an End of Active Service (EAS) of 26 November 2023 in order to gain obligated service for promotion. On 1 November 2021, you were promoted to Staff Sergeant/E-6. On 9 January 2022, you entered Zone C.

In accordance with MARADMIN 295/22 published on 15 June 2022, this MARADMIN announces the Selective Retention Bonus (SRB) program and the Broken Service SRB (BSSRB) program authorized for FY23. With the advent of several new SRB programs, Marines are encouraged to thoroughly review the contents of this bulletin. First term Marines (Zone A) and career Marines (Zone B, C, D, E, F, and G) who reenlist on or after 14 June 2022 are eligible for the FY23 SRB program. This will include any regular component first term or career Marine with an ECC from 1 October 2022 to 30 September 2023.

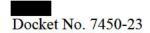
Career Progression PMOS(s) are listed under paragraph(s) 3.m and 3.n with the CP designation. These PMOSs are authorized bonus payments to Marines who hold a feeder PMOS, possess the intended MOS (IMOS), and are registered for the PMOS producing course. Marines who request Career Progression reenlistment may submit for reenlistment immediately and do not have to wait until their current PMOSs boat spaces are closed out prior to requesting a Career Progression PMOS boat space. Bonus payment for Career Progression PMOSs will not be made at the time of reenlistment but upon successful completion of PMOS training and subsequent award of the PMOS. Bonus payment will be based upon the FY SRB authorized at the time of reenlistment. Marines who are in training beyond 30 September 2023 will be authorized payment of the PMOS bonus once Marine Corps Total Force System shows they have been awarded the new PMOS. Marines who fail to complete required Career progression PMOS training will be re-designated or administratively separated according to the needs of the Marine Corps and will receive no bonus, even if the PMOS the Marine is reclassified into is eligible to receive one.

Zone C applies to those active component Marines with 10 to 14 years of active military service. Marines with exactly 14 years of active service on the date of reenlistment may be paid a Zone C PMOS bonus if they have not previously received a Zone C PMOS bonus. Zone C lateral move PMOS bonus payments are only authorized for those PMOS(s) designated with LM. Marines who already hold a PMOS with a LM designator and are in Zone C will rate the PMOS bonus listed below. Zone C PMOS bonus payments for Marines who reenlist for at least 48 months obligated service are authorized as listed below in dollars (bonuses for Marines who reenlist for 36 to 47 months obligated service will be calculated as per para 3.j). Furthermore, a Zone "C" SRB for MOS 0369CP (Career Progression), E-6, which is capped at \$8,000 for 48 months of additional obligated service was authorized.

On 12 June 2023, your Careerist Active Duty Reenlistment request was submitted, "Requesting reenlistment with lateral move to PMOS 0231 with Zone C bonus and cancellation of SDA if lateral move is approved". Lateral move was disapproved. Reenlistment in PMOS 0311 approved by HQMC on 27 June 2023 with a No Later Than (NLT) date of 11 July 2023.

On 28 June 2023, you reenlisted for 4 years with an ECC of 27 June 2027. On 19 July 2023, you were registered for the Infantry Unit leader (M03H5K4) course at School of Infantry.

You requested to be paid the FY23 Zone C CP SRB for PMOS 0369; 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 per MARADMIN 295/22, in order to receive the FY23 Zone C, CP SRB for PMOS 0369, a Marine must hold a feeder PMOS, possess the IMOS, and be registered for the PMOS producing course. On 23 June 2023, your lateral move was disapproved; however, on 27 June 2023, you were approved for a 48-month reenlistment into your original PMOS 0311 without the FY23 Zone C Career Progression SRB for PMOS 0369. On 28 June 2023, you executed a 48-month reenlistment; however, you did not register for the PMOS producing course until 19 July 2023. You asserted that your lateral move was rejected, and you had not planned to stay in your MOS, so you had not registered for the PMOS producing course. However, the Board determined that you had until the NLT date of



11 July 2023 to register for the course and execute the reenlistment. Therefore, you are not eligible for the FY23 CP SRB for PMOS 0369 because at the time of reenlistment, you did not have the IMOS, and you were not registered for the PMOS producing course. 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.

