



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

██████████
Docket No. 7942-23
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 15 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 contained in opinion by Office of the Chief of Naval Operations memorandum 7220 Ser N130D/23U1182 of 3 October 2023, a copy of which was previously provided to you for comment, and your response to the opinion.

On 6 December 2016, you transferred from ██████████, and arrived to S ██████████
██████████ on 6 December 2016 for duty.

On 19 July 2016, you were issued official change duty orders (BUPERS order: 2016) while stationed in ██████████, ██████████, ██████████ with an effective date of departure of August 2016. Your intermediate (01) activity was ██████████, ██████████, ██████████ for temporary duty under instruction with an effective date of arrival of 20 August 2016. Your ultimate activity was ██████████
██████████, ██████████, ██████████ for duty with an effective date of arrival of 1 December 2016 with a Projected Rotation Date (PRD) of December 2020.

On 29 June 2020, you were issued official change duty orders (BUPERS order: 1810) while stationed in ██████████, ██████████, ██████████ with an effective date of departure of January 2021. Your intermediate (01) activity was ██████████, ██████████, ██████████ for temporary duty under instruction with an effective date of arrival of 27 February 2021. Your ultimate activity was ██████████, ██████████, ██████████ for duty with an effective date of arrival of 22 July 2021 with a PRD of January 2025.

In accordance with Policy Decision Memorandum (PDM) 001-21: Sea Duty Incentive Pay (SDIP) Program published on 23 November 2020. SDIP is governed by the AIP authority contained in 37 U.S.C. § 352, but is a separate program. Under SDIP, all existing pay, personnel, assignment, and distribution policies remain applicable except where otherwise stated in this PDM, the SDIP implementing NAVADMIN and/or subsequent OPNAV N13 guidance.

Designated ratings, pay grades and skills will be eligible to extend beyond their prescribed sea tour (PST) or PRD (whichever occurs later) under one of the following guidelines:

SDIP-Back-To-Back (SDIP-B). Qualified Sailors voluntarily continue sea duty service beyond their PST completion date/PRD by a minimum of 12 months and a maximum of 48 months, based upon DOD area or minimum activity tour length. Upon approval for SDIP-B, the Sailor will be assigned in accordance with enlisted distribution policy (EDP) by requisition priority to a valid SDIP billet onboard a ship, submarine or at an aviation squadron designated as Type 2/4 sea duty for rotational purposes.

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: (1) SDIP-B requests must be received by the detailer 14 to 16 months prior to PST completion date/PRD, whichever occurs later. (2) SDIP-C requests must be received by the detailer 6 to 9 months prior to desired detachment date. Sailors may curtail shore duty assignments by a minimum of 6 months prior to their original PRD. SDIP-E requests must be received by the detailer 14 to 16 months prior to PST completion date/PRD, whichever occurs later.

On 15 January 2021, you transferred from ██████████, and arrived to ██████████ on 15 February 2021 for duty.

On 12 February 2021, you were issued official modification to change duty orders (BUPERS order: 1810) while stationed in ██████████, ██████████, ██████████ with an effective date of departure of January 2021. Your intermediate (01) activity was ██████████, ██████████, ██████████ for temporary duty with an effective date of arrival of 13 February 2021. Your intermediate (02) activity was ██████████, ██████████, ██████████ for temporary duty under instruction with an effective date of arrival of 2 March 2021. Your ultimate activity was ██████████, ██████████, ██████████ for duty with an effective date of arrival of 22 July 2021 with a PRD of January 2025.

On 22 June 2021, you transferred from ██████████, and arrived to ██████████ on 22 July 2021 for duty.

On 9 December 2021, you submitted an Electronic Personnel Action Request (NAVPERS 1306/7) requesting to receive SDIP-B. Your request was approved by cognizant authority on 9 December 2021.

On 22 December 2021, COMNAVPERSCOM, Millington, TN notified ██████████ that, "Your voluntary request for back-to-back sea duty assignment with SDIP, contained in ref a, has been

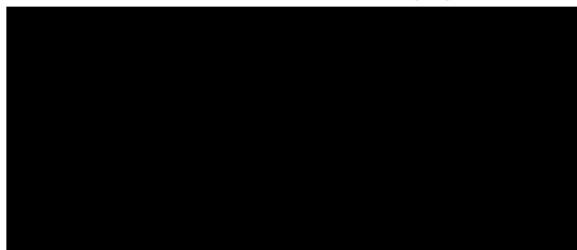
carefully reviewed but regrettably must be disapproved. Pursuant to the criteria outlined in PDM 001-21: SDIP Program, sailors must be approved for SDIP, via naval message, prior to being selected for and posted to follow-on PCS transfer orders. A review of your enlisted master file reveal that you have already reported to your current command without being approved for SDIP. Also, SDIP is not backdated or paid retroactively. Based on these facts, your request for back-to-back sea duty with SDIP is disapproved.”

You requested retroactive SDIP-B for a period of 42 months while serving onboard ██████████ (██████████), the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You assert that your personnel officer onboard your command informed you that you would be unable to apply for SDIP-B until you obtained the NEC through your intermediate temporary duty en-route to your ultimate duty station. However, the Board concluded that in accordance with PDM 001-21: SDIP Program, SDIP-B requests originate at your command prior to being selected or posted to a billet for follow-on orders. Once you had orders, you became ineligible for SDIP-B. Additionally, you were required to submit your request to the detailee 14 to 16 months prior to PST completion date/PRD, however your request was submitted approximately 5 months after you arrived at your new duty station. The Board concluded that your SDIP-B request was not submitted in the timeline specified in PDM 001-21, therefore you are not eligible to receive it for the period requested. 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,

2/22/2024

A large black rectangular redaction box covering the signature area.