



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

██████████  
Docket No. 7955-23  
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) NAVADMIN 129/19, 11 Jun 19  
(c) NAVADMIN 108/20, 15 Apr 20  
(d) FY21 SRB Award Plan (N13SRB 002/FY21), 28 Dec 20  
(e) NAVADMIN 116/21, 3 Jun 21  
(f) NAVADMIN 069/22, 17 Mar 22

Encl: (1) DD Form 149 w/attachments  
(2) Advisory opinion by OCNO N133D, 28 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 reenlisted on 21 January 2021 for 4 years and was eligible for and received a Selective Reenlistment Bonus (SRB), and that Petitioner's eligibility to transfer education benefits (TEB) to his dependents.
2. The Board, consisting of ██████████, ██████████, ██████████ reviewed Petitioner's allegations of error and injustice on 12 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. On 11 February 2014, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 10 February 2018 and Soft EAOS (SEAOS) of 10 February 2020.
  - b. Petitioner was married on 23 March 2015.

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c. On 21 December 2016, Petitioner reenlisted for 6 years with an EAOS of 20 December 2022 and received a Zone A SRB.

d. In June 2018, Petitioner was awarded Navy Enlisted Classification (NEC) N25S. In November 2018, Petitioner was awarded NEC N33Z.

e. On 7 May 2019, Petitioner's child (Cecilia R.) was born.

f. In accordance with reference (b), this NAVADMIN dated 11 June 2019 announced revised SRB award levels and reenlistment policy for active component and full-time support, superseding NAVADMIN 305/18. Increased award levels were effective immediately and decreased levels were effective 30 days after the release of this NAVADMIN. Sailors must have reenlist within 180 days of their EAOS, except in the following cases: a. Nuclear-trained Sailors. Commands were required to submit SRB reenlistment requests to BUPERS-328 via Officer Personnel Information System or Navy Standard Integrated Personnel System 35 to 120 days in advance of the requested reenlistment date of the Sailor. Requests submitted less than 35 days prior to the requested reenlistment date would be rejected. However, commands could have contacted BUPERS-328 for waiver eligibility and procedures. Sailors must have had an approved SRB request before reenlisting. Furthermore, a Zone "B" SRB with an award level of 5.5 (\$100,000 award ceiling) for the MMN(SW)/N25S rate/NEC was authorized.

g. On 20 August 2019, Petitioner was issued official change duty orders (BUPERS order: [REDACTED]) with required obligated service to April 2023, while stationed in [REDACTED] with an effective date of departure of January 2020. Petitioner's intermediate (01) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 3 February 2020. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 25 April 2020 with a projected rotation date of April 2023. Obligated service to April 2023 is required for this assignment which may be satisfied by reenlistment or extension of enlistment. Circumstances such as potential monetary loss under critical skills bonus or SRB, refer to MILPERSMAN 1306-106. para 4. Use of NAVPERS 1070/613 only authorized for SRB eligible sailors.

h. On 1 September 2019, Navy Standard Integrated Personnel System/Electronic Service Record shows a 4-month agreement to extend enlistment with an SEAOS of 20 April 2023.

i. On 8 January 2020, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 4 February 2020 for temporary duty.

j. Petitioner entered Zone B on 11 February 2020.

k. In accordance with reference (c), this NAVADMIN dated 15 April 2020 announced revised SRB policy for active component and full-time support, superseding NAVADMIN 272/19. Sailors must now have reenlisted within 365 days of their EAOS (as opposed to 270 days required in NAVADMIN 272/19), except in the case of Nuclear-trained Sailors who could have reenlisted at any point in the reenlistment zone, per guidance in OPNAVINST 1160.8B.

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- l. On 24 April 2020, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 24 April 2020 for duty.
- m. Petitioner was awarded NEC 8MTS in November 2020.
- n. In accordance with reference (d), FY21 SRB Award Plan (N13SRB 002/FY21), a Zone "B" SRB with an award level of 7.5 (\$100,000 award ceiling) for the MMN(SW)/N25O/S rate/NEC was listed.
- o. In accordance with reference (e), this NAVADMIN dated 3 June 2021 announces solicitation of applications from highly qualified and motivated E-6 through E-9 active duty and full-time support personnel for the Fiscal Year 2023 (FY-23) Limited Duty Officer and Chief Warrant Officer programs and E-5 and above for the FY-23 active duty Warrant Officer program.
- p. On 21 October 2021, Petitioner's child was born.
- q. In accordance with reference (f), Petitioner was one of the selectees of the FY-23 Active Duty Navy Nuclear Limited Duty Officer In-Service Procurement Board.
- r. On 9 December 2022, Petitioner signed an agreement to extend enlistment for 6 months with an SEAOS of 20 October 2023 in order to extend to match EAOS with projected rotation date of 1 October 2023.
- s. On 24 February 2023, Petitioner was issued official new appointment orders (BUPERS order: [REDACTED]) while at [REDACTED] with an effective date of departure of August 2023. Petitioner's intermediate (01) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 7 August 2023. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of October 2023, with a projected rotation date of December 2025.
- t. Petitioner was discharged with an honorable character of service and was issued a DD Form 214, Certificate of Release or Discharge from Active Duty for the period of 11 February 2014 to 31 July 2023 upon accepting commission or warrant in same branch of service.
- u. On 31 July 2023, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 1 August 2023 for duty.
- v. On 1 August 2023, Petitioner signed an Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) in the active U.S. Navy as an Ensign with a day of rank 1 August 2023 with a designator code of 6200 (Limited Duty Officer (Line) billet requiring management in Nuclear Power specialty)).

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w. On 31 August 2023, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 2 October 2023 for duty.

x. On 11 October 2023, Petitioner's Benefits for Education Administrative Service Tool listed no dependents.

y. 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 on 20 August 2019, Petitioner was issued BUPERS order: [REDACTED] with required obligated service to April 2023. At that time, a Zone B SRB was authorized in accordance with reference (b), however Petitioner was still in Zone A. On 1 September 2019, Petitioner signed an agreement to extend enlistment for 4 months in order to OBLISERV for orders. On 11 February 2020, Petitioner entered Zone B. On 28 December 2020 reference (d) was published, authorizing a Zone "B" SRB with an award level of 7.5 (\$100,000 award ceiling) for the MMN(SW)/N25O/S rate/NEC. The Board determined that Petitioner should have signed an administrative remarks (NAVPERS 1070/613) agreeing to extend enlistment for 4 months to meet the OBLISERV vice extension of enlistment. On 21 January 2021, Petitioner would have been eligible to reenlist for 4 years and receive a Zone B SRB. Furthermore, he would have been eligible to transfer his education benefits to his dependents.

## RECOMMENDATION

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

Petitioner's 4-month agreement to extend enlistment (NAVPERS 1070/621) operative on 21 December 2022 is null and void.

Petitioner executed a NAVPERS 1070/613 on 1 September 2019 agreeing to extend enlistment for 4 months for OBLISERV to April 2023.

Petitioner's 6-month agreement to extend enlistment (NAVPERS 1070/621) executed on 9 December 2022 is null and void.

Petitioner was discharged on 20 January 2021 and reenlisted on 21 January 2021 for a term of 4 years.

Note: This change will entitle Petitioner to a Zone "B" SRB with an award level of 7.5 (\$100,000 award ceiling) for the MMN(SW)/N25O/S rate/NEC rating/NEC. Remaining obligated service to 20 December 2022 will be deducted from SRB computation. Likewise, in

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accordance with OPNAVINST 1160.8B published on 1 April 2019, requests for advance or remaining amount payments are not authorized for members selected to participate in any officer procurement program. Remaining SRB installments are forfeited for members appointed to commissioned officer status. Additionally, Navy Personnel Command is authorized to align the TEB with the 21 January 2021 reenlistment. Furthermore, that any other entries affected by the Board's recommendation be corrected. Contact Assistant Nuclear Enlisted Program Manager, N133D, [REDACTED] concerning SRB payment.

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.

10/19/2023

