



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

██████████  
Docket No. 7956-23  
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 (N13 SRB 001/FY21), 28 Oct 20

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 cancel operative/non-operative extension and show that Petitioner reenlisted on 31 October 2020 for 3 years and was eligible for and received a Zone B Selective Reenlistment Bonus (SRB).

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 16 October 2013, Petitioner entered active duty for 4 years with an End of Active Service (EAOS) of 15 October 2017 and Soft EAOS (SEAOS) 15 October 2019. "Training in the nuclear field and advancement to paygrade E-4 per MILPERSMAN articles 1160-040 and 1510-030. I understand that this extension becomes binding upon execution, and thereafter may not be cancelled, except as set forth in MILPERSMAN article 1160-040. In particular, I understand that when I accept advancement to E-4, 12 months or not I complete nuclear power training."

b. In September 2015, Petitioner was awarded Navy Enlisted Classification (NEC) N240. and on 18 September 2015, Petitioner transferred from ██████████, and arrived to ██████████ ██████████ on 18 October 2015 for duty.

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c. On 31 October 2016, Petitioner reenlisted for 6 years with an EAOS of 30 October 2022 and received a Zone A SRB.

d. On 29 April 2019, Petitioner was issued official change duty orders (BUPERS order: [REDACTED]) with required obligated service to October 2023, while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of September 2019. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 15 October 2019 with a projected rotation date of October 2023. Obligated service to October 2023 is required for this assignment, which can be satisfied by reenlistment or extension of enlistment. Use of an administrative remarks (NAVPERS 1070/613) only authorized for SRB eligible sailors.

e. In accordance with reference (b) was published on 11 June 2019 and 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 6.5 (\$100,000 award ceiling) for the EMN(SW)/N24O rate/NEC was authorized.

f. On 1 August 2019, Navy Standard Integrated Personnel System/Electronic Service Record shows a 12-month agreement to extend enlistment with a SEAOS of 30 October 2023.

g. On 3 September 2019, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 4 September 2019 for duty.

h. On 16 October 2019, Petitioner entered Zone B.

i. In accordance with reference (c), this NAVADMIN 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.

j. In accordance with reference (d), FY21 SRB Award Plan (N13SRB 001/FY21) a Zone "B" SRB with an award level of 7.5 (\$100,000 award ceiling) for the EMN(SW) rate/NEC was listed.

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.

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## 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 29 April 2019, Petitioner was issued BUPERS order: [REDACTED] with required obligated service to October 2023. At that time, Petitioner's EAOS was 30 October 2022. On 11 June 2019, reference (b) was published authorizing a Zone B SRB for EMN(SW)/N240 rate/NEC, however Petitioner was still in Zone A and on 16 October 2019, Petitioner entered Zone B. The Board could not determine when Petitioner signed an extension of enlistment to meet the service obligation in BUPERS order: [REDACTED], however he should have been advised to sign a NAVPERS 1070/613 agreeing to extend enlistment for 12 months to meet the OBLISERV vice extension of enlistment, then reenlist after crossing into Zone B in order to receive an SRB.

## RECOMMENDATION

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

Petitioner's 12-month agreement to extend enlistment (NAVPERS 1070/621) operative on 31 October 2022 is null and void.

Petitioner executed an administrative remarks (NAVPERS 1070/613) on 1 August 2019 agreeing to extend enlistment for 12 months for OBLISERV to October 2023.

Petitioner was discharged on 30 October 2020 and reenlisted on 31 October 2020 for a term of 3 years.

Note: This change will entitle the member to a Zone "B" SRB with an award level of "7.5" (\$100,000 award ceiling) for the EMN(SS)/N240/S rate/NEC. Remaining obligated service to 30 October 2022 will be deducted from SRB computation. Furthermore, that any other entries affected by the Board's recommendation be corrected. Contact Assistant Nuclear Enlisted Program Manager, N133D, [REDACTED], [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.

10/18/2023

[REDACTED]

Deputy Director

Signed by: [REDACTED]