

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]

d. In March 2019, Petitioner was awarded NEC N25S.

e. On 23 April 2019, Petitioner was issued official change duty orders (BUPERS order: 1139) with required obligated service to October 2023, while stationed in [REDACTED] with an effective date of departure of September 2019. Petitioner's ultimate activity was [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 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.

f. In accordance with reference (b), this NAVADMIN 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 June 2019, Petitioner signed an agreement to extend enlistment for 22 months with an SEAOS of 13 October 2023 in order to extend to incur sufficient obligated service to execute BUPERS 1139.

h. In August 2019, Petitioner was awarded NEC N33Z.

i. On 2 September 2019, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 7 October 2019 for duty.

j. On 10 September 2019, Petitioner entered Zone B.

k. On 11 September 2023, Petitioner reenlisted for 5 years with an EAOS of 10 September 2028 and received Enlisted Supervisor Retention Pay.

l. 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 23 April 2019, Petitioner was issued BUPERS order: 1139 with required obligated service to October 2023. At that time, Petitioner's EAOS was 13 December 2021.

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On 11 June 2019, reference (b) was published authorizing a Zone B SRB for MMN(SW)/N25S rate/NEC, however Petitioner was still in Zone A. On 20 June 2019, Petitioner signed an agreement to extend enlistment for 22 months in order to obligate service to execute orders. The Board determined that Petitioner should have been advised to sign an administrative remarks (NAVPERS 1070/613) agreeing to extend enlistment for 22 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 22-month agreement to extend enlistment (NAVPERS 1070/621) executed on 20 June 2019 is null and void.

Petitioner executed a NAVPERS 1070/613 on 20 June 2019 agreeing to extend enlistment for 22 months for OBLISERV to October 2023.

Petitioner was discharged 13 October 2019 and reenlisted on 14 October 2019 for a term of 4 years.

Note: This change will entitle Petitioner to a Zone "B" SRB with an award level of 5.5 (\$100,000 award ceiling) for the MMN(SW)/N25S rating/NEC. Remaining obligated service to 13 December 2021 will be deducted from SRB computation. Additionally, these changes will not affect current reenlistment contract. 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

