



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

█
Docket No. 8187-23
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO █

Ref: (a) Title 10 U.S.C. § 1552

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by NRC, 16 Oct 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 void 12-month extension dated 3 March 2020.

2. The Board, consisting of █ reviewed Petitioner's allegations of error and injustice on 23 January 2024 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. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. On 15 November 2019, Petitioner enlisted in the Naval Reserve for 8 years of which 3 years was considered an active duty obligation. NAVCRUIT 1133/53, Professional Apprenticeship Career Track (PACT) Program Enlistment Guarantee – Annex "A" reflects Petitioner was enlisting in the U.S. Navy for an active duty period of 3 years. Annex "A" listed Aviation/Airman Professional Apprenticeship Career Track (PACT) Program Guarantee, and Enlistment Bonus for RTC Baseline PFA (EBPFA) - \$2,000 Bonus.

b. On 21 January 2020, Petitioner entered active duty.

c. On 3 March 2020, Petitioner reclassified and issued NAVCRUIT 1133/52, Enlistment Guarantee – Annex "B" listing Engineman (EN/5YO) Class "A" School Guarantee (T+X) that required a 4-year active duty obligation and voluntary extension of 12 months. Petitioner signed 12-month extension for "Training in the Five-Year Obligor Program for 5YO rating per current directive." End of Active Obligated Service (EAOS): 20 January 2024.

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d. On 10 March 2020, Petitioner signed 24-month extension for “Training in the Five-Year Obligor Program for 5YO rating per current directive.” Total aggregate months: 36 and EAOS: 20 January 2026.

e. On 21 March 2020, Petitioner completed Recruit Basic Military Training.

f. On, 30 April 2020, Petitioner completed Engineering Professional Apprenticeship Block 0 (A-651-111), followed by completing Basic Engineering CC Advanced course (A-651-0011) on 20 May 2020 and Engineman Strand (A-652-0052) on 11 June 2020.

g. On 23 June 2020, Petitioner reported to the [REDACTED] for duty.

h. 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. Petitioner enlisted under the PACT program with a 3-year active duty obligation. However, after reclassifying to the Engineman rating, his active duty obligation changed to a 5-year obligation; this change required a 24 month extension. The Board concluded Petitioner’s record reflects two extensions totaling 36 aggregate months. Therefore, the Board determined that under this circumstance, relief is warranted.

RECOMMENDATION

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

Petitioner’s NAVCRUIT 1133/52, Enlistment Guarantee - Annex “B” to DD Form 4 dated 15 November 2019 is modified to reflect Option 1: Engineman (EN/5YO) Class “A” School Guarantee (T+X) requires “3” years active duty obligation and a voluntary extension of “24” months to meet the rating, school, and program guarantee active duty obligation requirement; and Option 2: Enlistment Bonus for RTC PFA (EBPFA) - \$2,000 Bonus.

Petitioner’s NAVPERS 1070/621, Agreement to Extend Enlistment for 12 months dated and signed on 3 March 2020 is null and void.

Petitioner’s NAVPERS 1070/621, Agreement to Extend Enlistment for 24 months dated and signed on 10 March 2020 is amended to reflect new EAOS 20 January 2025; and Total Aggregate MOS: “24.”

A copy of this Report of Proceedings will be filed in Petitioner’s naval record.

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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.

2/1/2024

