



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

██████████
Docket No. 8558-23
Ref: Signature Date

████████████████████
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████████████████████

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 22 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 Branch Head, Community Management Support Branch memorandum 1160 Ser B328/171 of 18 October 2023, which was previously provided to you for comment.

In accordance with MILPERSMAN 1160-100 published on 4 November 2005, the Selective Training and Reenlistment (STAR) Program offers career designation to first term enlisted members who enlist or reenlist and thereby become eligible for the following career incentives:

- a. Guaranteed assignment to an appropriate Class "A" or "C" School (but not both).
- b. Possible advancement from petty officer third class (PO3) to petty officer second class upon completion of a Class "C" School or a Class "C" School package, which is listed in the Career Schools Listing (CSL), MILPERSMAN 1510-020, and the latest NAVADMIN in effect on date of reenlistment, if otherwise eligible.
- c. Advancement to PO3 upon completion of Phase I of an Advanced Electronics Field (AEF) Class "A" School under automatic advancement procedures for the AEF Program.
- d. Selective Reenlistment Bonus, if eligible (not guaranteed).

Non-AEF E-3 personnel at time of STAR reenlistment will not be eligible for automatic advancement benefits of the STAR Program. Non-nuclear personnel must have at least 17 months, but not more than 6 years, of continuous active Naval Service and not more than 8 years of active military service for other service veterans.

On 20 September 2016, you entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 19 September 2020 and Soft EAOS (SEAOS) of 19 September 2021.

On 12 April 2017, you transferred from ██████████, and arrived to ██████████ on 12 April 2017 for duty.

On 21 April 2020, you were issued official change duty orders (BUPERS order: ██████████) with required obligated service to September 2022, while stationed in ██████████, ██████████, ██████████ with an effective date of departure of August 2020. Your ultimate activity was ██████████, ██████████, ██████████ for duty with an effective date of arrival of 14 September 2020 with a Projected Rotation Date of September 2022.

On 17 July 2020, you signed an agreement to extend enlistment for 12 months with a SEAOS of 19 September 2022 in order to incur sufficient obligated service to execute BUPERS order ██████████.

On 19 August 2020, you transferred from ██████████, and arrived to ██████████ on 21 September 2020 for duty.

On 16 December 2021, you were advanced to HM3/E-4.

In accordance with Career School Listing published on 4 April 2022, a rating/ Navy Enlisted Classification (NEC) HM/L24A (Behavioral Health Tech) with an obliserv of 5 years was listed with the following notes: 1. MPM 1160-100 OUTLINES the OBLISERV requirements for STAR Program reenlistment.

On 17 May 2022, you reenlisted for 2 years with an EAOS of 16 May 2024.

On 19 September 2022, you were issued official change duty orders (BUPERS order: ██████████) with required obligated service to September 2026, while stationed in ██████████, ██████████, ██████████ with an effective date of departure of April 2023. Your intermediate (01) activity was ██████████, ██████████, ██████████ for temporary duty under instruction with an effective date of arrival of 22 May 2023.

On 20 September 2022, you completed 6 years of active service.

On 26 April 2023, Navy Standard Integrated Personnel System/Electronic Service Record shows a 12-month agreement to extend enlistment with an SEAOS of 17 May 2025.

On 1 May 2023, you transferred from ██████████, and arrived to ██████████ on 22 May 2023 for temporary duty.

On 10 July 2023, you were issued official modification to change duty orders (BUPERS order: ██████████) with required obligated service to October 2026, while stationed in ██████████, ██████████, ██████████ with an effective date of departure of April 2023. Your intermediate (01) activity was ██████████, ██████████, ██████████ for temporary duty under instruction with an effective date of arrival of 22 May 2023. Your ultimate activity was ██████████, ██████████, ██████████ for duty

with an effective date of arrival of 15 October 2023 with a Projected Rotation Date of October 2026.

In September 2023, you were awarded NEC L24A.

You requested to have your 2-year term reenlistment contract of 17 May 2022 designated as STAR and be advanced to E5 on 8 September 2023, the Board in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that in accordance with MILPERSMAN 1160-100, to be eligible for the STAR Program, you must hold a qualifying STAR Rating-NEC or be in receipt of orders to gain the STAR Rating-NEC. You reenlisted on 17 May 2022 for 2 years. At the time of reenlistment, you did not hold a qualifying STAR NEC as listed in the CSL and you were not in receipt of BUPERS Orders to achieve the qualifying STAR Rating-NEC of HM/L24A until 19 September 2022. Therefore, the Board determined that you were not eligible to be advanced to HM2/E-5 on 8 September 2023 under the STAR Program. 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,

2/29/2024

