



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

██████████  
Docket No. 8694-23  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ██████████, USN,  
██████████

Ref: (a) Title 10 U.S.C. § 1552  
(b) NAVADMIN 108/20, 15 Apr 20  
(c) FY23 SRB Award Plan (N13 SRB 001/FY23), 26 Oct 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 cancel operative/non-operative extension and show that Petitioner reenlisted on 12 April 2023 for 5 years and was eligible for and received a Zone B Selective Reenlistment Bonus (SRB); that Petitioner was eligible for and received Continuous Submarine Duty Incentive Pay (CONSUBPAY) in conjunction with the reenlistment, and was eligible to transfer education benefits to his dependents.

2. The Board, consisting of ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 9 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. 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 4 March 2017, Petitioner got married.

b. On 30 March 2017, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 29 March 2021 and Soft EAOS (SEAOS) of 29 March 2023; "Training in the Nuclear Field. MILPERSMAN 1510-030 and MILPERSMAN 1306-500, 1306-502, and 1306-504 (NF) are governing directives. Advancement to Rate and Grade per MILPERSMAN 1430-010. I understand that this extension of active service becomes binding upon execution, and thereafter may not be cancelled, except as set forth in MILPERSMAN 1160-040 and 1510-030. In particular, I understand that when I accept advancement to E4, 12 months of this agreement may not be cancelled whether or not I complete Nuclear Power or Advanced Training."

c. In March 2019, Petitioner was awarded Navy Enlisted Classification (NEC) N16O.

Subj: REVIEW OF NAVAL RECORD [REDACTED], USN,  
[REDACTED]

- d. On 20 March 2019, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 8 April 2019 for duty.
- e. On 21 June 2019, Petitioner reenlisted for 6 years with an EAOS of 20 June 2025 and received a Zone A SRB.
- f. In accordance with reference (b), 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.
- g. On [REDACTED], Petitioner's child was born.
- h. In accordance with reference (c), FY23 SRB Award Plan (N13 SRB 001/FY23), a Zone "B" SRB with an award level of 8.5 (\$100,000 award ceiling) for the MMN(SS)/N16O/S rate/NEC was listed.
- i. On 7 November 2022, Petitioner was issued official change duty orders (BUPERS order: 3112) with required obligated service to April 2026, while stationed in [REDACTED] with an effective date of departure of March 2023. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 12 April 2023 with a Projected Rotation Date of April 2026. Obligated service to March 2026 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.
- j. On 21 February 2023, Petitioner signed an agreement to extend enlistment for 12 months with a SEAOS of 20 June 2026 in order to incur sufficient obligated service to execute BUPERS order 3112.
- k. In March 2023, Petitioner was awarded NEC N16S.
- l. On 24 March 2023, Petitioner's Master Military Pay Account shows that Petitioner's Submarine Pay stopped.
- m. On 24 March 2023, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 12 April 2023 for duty.
- n. On 30 March 2023, Petitioner entered Zone B.
- o. On 5 January 2024, Petitioner's Master Military Pay Account shows that Petitioner's Submarine Pay stopped.

## 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 7 November 2022, Petitioner was issued BUPERS order: 3112 with

Subj: REVIEW OF NAVAL RECORD [REDACTED], USN,  
[REDACTED]

required obligated service to April 2026. At that time, a Zone B SRB was authorized in accordance with reference (c), however Petitioner was still in Zone A. On 21 February 2023, Petitioner signed an agreement to extend enlistment for 12 months to meet the OBLISERV. On 30 March 2023, Petitioner entered Zone B. The Board determined that Petitioner should have signed a NAVPERS 1070/613 vice extension of enlistment. On 12 April 2023, Petitioner would have been eligible to reenlist for 5 years and receive a Zone B SRB, and CONSUBPAY would have been authorized in conjunction with the reenlistment and 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 12-month agreement to extend enlistment (NAVPERS 1070/621) executed on 21 February 2023 is null and void.

Petitioner executed an Administrative Remarks (NAVPERS 1070/613) on 21 February 2023 agreeing to extend enlistment for 12 months for OBLISERV to April 2026.

Petitioner was discharged 11 April 2023 and reenlisted on 12 April 2023 for a term of 5 years.

Note: This change will entitle Petitioner to a Zone "B" SRB with an award level of "8.5" (\$100,000 award ceiling) for the MMN(SS)/N16S rating/NEC. Remaining obligated service to 20 June 2025 will be deducted from SRB computation. Additionally, Navy Personnel Command is authorized to align transfer of education benefits and CONSUBPAY with the 12 April 2023 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.

That 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.

1/12/2024

