

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,
XXX-XX-[REDACTED]

d. On 13 April 2022, Petitioner issued BUPERS Order: [REDACTED] (Official Change Duty Orders) to Commander, [REDACTED] with required obligated service to October 2025. Petitioner reported to [REDACTED] on 17 September 2022.

e. On 5 May 2023, Petitioner submitted his second TEB application. The Service rejected the application on 8 May 2023 indicating Petitioner “had not committed to the required additional service time.” There is no record of Petitioner completing the required TEB SOU.

f. On 25 August 2023, Petitioner reenlisted for 4 years.

g. On 7 September 2023, Petitioner submitted his third TEB application. The Service rejected the application on 8 September 2023 indicating Petitioner “had not committed to the required additional service time.” There is no record of Petitioner completing the required TEB SOU.

h. On 11 September 2023, Petitioner submitted his final TEB application. The Service approved the application with an obligation end date of 24 August 2023.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. Petitioner met the basic eligibility criteria to transfer Post-9/11 GI Bill education benefits but failed to complete the administrative requirement outlined in reference (d). Although Petitioner did not complete the appropriate administrative requirements, the Board concluded that had he received adequate counseling, he would have been able to transfer unused education benefits to eligible dependents upon completing the TEB SOU at the time of his 10 May 2019 reenlistment. Moreover, the Board determined Petitioner has completed more than 4 years of active duty service since the aforementioned reenlistment, thereby meeting the spirit and intent of reference (b). Therefore, the Board determined that under this circumstance, partial relief is warranted.

The part of Petitioner’s request for corrective action that exceeds the foregoing is denied. The Board determined Petitioner’s previous end of active obligated service was 9 May 2025, thereby not meeting the BUPERS Order: [REDACTED] (Official Change Duty Orders) required obligated service to October 2025. Therefore, Petitioner’s current reenlisted for 4 years on 25 August 2023 will remain to meet required obligated service.

RECOMMENDATION

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

Petitioner, in coordination with his command completed the required TEB SOU on 28 May 2019, and submitted to Commander, [REDACTED] for inclusion in the Petitioner’s Official Military Personnel File.

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Petitioner elected to transfer unused education benefits to to [REDACTED]/1-month, [REDACTED]
[REDACTED]/1-month, and [REDACTED]/1-month through the MilConnect TEB portal on
28 May 2019. Note: Petitioner allocated education benefits to [REDACTED]/1-month after
date of birth on 7 July 2020.

Commander, Navy Personnel Command (PERS-311) reviewed Petitioner's TEB application and
it was approved on 28 May 2019 with a 4-year service obligation.

That no further changes be made to Petitioner's naval record.

That a copy of this report of proceedings 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.

11/20/2023

