

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

e. On 21 June 2023, Petitioner completed the TEB statement of understanding and submitted another TEB application with 2 years, and 22 days remaining on contract. The Service rejected the application indicating Petitioner “had not committed to the required additional service time.” Petitioner did not have sufficient obligated service to TEB.

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 requirements outlined in references (c) and (d).¹ Although Petitioner did not complete the appropriate administrative requirements, the Board concluded that had she received adequate counseling, she would have been able to transfer unused education benefits to eligible dependents upon reenlisting on 21 June 2013 and again on 13 October 2017. Moreover, the Board determined Petitioner has completed more than 4 years of active duty service since the aforementioned reenlistments, thereby meeting the spirit and intent of reference (b). Therefore, the Board agreed that under these circumstances, relief is warranted.

RECOMMENDATION

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

Petitioner elected to transfer unused education benefits to [REDACTED] and [REDACTED] through the MilConnect TEB portal on 13 October 2017.

Commander, Navy Personnel Command (PERS-311) reviewed Petitioner’s TEB application and it was approved on 13 October 2017 with a 4-year service obligation.

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.

11/17/2023
[REDACTED]

¹ Reference (c), the option to transfer a Service member’s unused education benefits to an eligible dependent required a 4-year additional service obligation at the time of election. Additionally, enlisted personnel were required to have sufficient time on contract to meet the additional service requirement prior to initiating their electronic transfer election. Reference (d), updated the TEB process by establishing an online, self-service statement of understanding that required completion by all Sailors prior to submitting a TEB application.