



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

██████████
Docket No. 9664-23
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) MILPERSMAN 1510-030

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by BUPERS-328, 15 Nov 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 reflect enlistment for a term of 4-years with two 12-month agreements to extend on active duty.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 11 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 16 November 2020, Petitioner enlisted in the U.S. Navy for 6-years of which 6-years is an active duty obligation. NAVCRUIT 1133/52, Enlistment Guarantees – Annex "A" specified enlistment for 48-months and an agreement to extend for 24-months to meet obligations outlined in Options 1, 2 and 4; Machinist Mate Nuclear (MMN), Enlistment Bonus for Source Rate-\$38,000, and Approved for MMNFN/E-3.

b. Petitioner entered active duty on 16 November 2020 in paygrade E-3; pay entry based date and active duty service date adjusted for prior service.

c. On 16 August 2021, Petitioner advanced to MMN3/E-4 and advanced to MMN2/E-5 effective 1 March 2023.

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[REDACTED]

d. 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. In accordance with reference (b), the Board concluded Petitioner's enlistment documents contained administrative errors, warranting relief.

RECOMMENDATION

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

Petitioner's enlistment documents (DD Form 4, Enlistment/Reenlistment Document and DD Form 1966, Record of Military Processing) dated 16 November 2020 are amended to reflect enlistment for a term of "4 years" vice "6 years."

Petitioner executed two 12-month extensions resulting in end of active obligated service (EAOS) on 15 November 2024 and soft EAOS of 15 November 2026.

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.

1/30/2024

