

IN THE CASE OF: [REDACTED]

BOARD DATE: 21 April 2025

DOCKET NUMBER: AR20240008433

APPLICANT REQUESTS:

- Payment of his Reenlistment/Extension Bonus (REB) dated 16 March 2016
- Personal appearance before the Board

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:

- DD Form 149 (Application for Correction of Military Record)
- Enlistment/Reenlistment Agreement dated 9 January 2014 which shows his obligations in [REDACTED] Army National Guard ([REDACTED] ARNG)
- National Guard Bureau (NGB) Form 600-7-3-R-E (REB Addendum) that shows he extended for 6-years for a bonus in Military Occupational Specialty (MOS) 11B (Infantryman) in the amount of \$12,000.00 – Bonus Control Number (BCN) R16030211FL
- Orders Number 193-077 dated 12 July 2017 that honorably discharged him from the ARNG, effective 25 June 2017, for enlistment in the Regular Army
- Honorable Discharge Certificate that shows he was discharged from the MIARNG on 25 June 2017

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code, section 1552(b); however, the Army Board for Correction of Military Records (ABCMR) conducted a substantive review of this case and determined it is in the interest of justice to excuse the applicant's failure to timely file.
2. The applicant states he received a letter stating he may be entitled to the REB from his time in Djibouti, even though he transferred to active duty.
3. A review of the applicant's service record shows:
 - On 9 January 2014 he enlisted in the ARNG for a term of 8 years
 - On 9 April 2015 he requested and was approved for an Interstate Transfer (IST) from the [REDACTED] ARNG to the [REDACTED] ARNG

- On 16 March 2016, the applicant extended his enlistment in the ARNG by 6 years; in conjunction with this extension NGB Form 600-7-3-R-E shows:
 - he was reenlisting/extending for the six-year Duty MOS Qualified (DMOSQ) REB in the MOS of 11B
 - he extended for a bonus in the amount of \$12,000.00 – Bonus Control Number (BCN) [REDACTED], to be paid in two installments of 50 percent that will be processed the day after his current expiration term of service and the second 50 percent payment that will be processed on the fourth year anniversary of his REB contract start date, provided installment one was previously processed
 - he may be terminated from REB eligibility with recoupment if:
 - he voluntarily changes his REB MOS during the contractual obligation
 - he separated from the ARNG for enlistment into any Active Component (AC) and receive an incentive for enlisting and/or if his AC contractual enlistment period is less than his remaining ARNG REB drilling obligation
- On 26 January 2017 he requested and was approved for an IST from the [REDACTED] ARNG to the [REDACTED] ARNG
- On 26 June 2017 he enlisted in the Regular Army for a term of 5 years in MOS 18X (Special Forces Recruit)
- He remains on active duty

4. On 24 March 2025, in the processing of this case, the NGB, Chief, Special Actions Branch, provided an advisory opinion regarding the applicant's request to retain his REB. The advisory official recommended disapproval of his request.

a. The applicant reenlisted in the [REDACTED] ARNG with a \$12,000 MOSQ bonus for 9 January 2017 to 8 January 2023 signed 16 March 2016 as a 11B. Bonus was established in the Guard Incentive Management System with eligibility dates of payment to be 9 January 2017 and 9 January 2021 for \$6,000.00 each payment. He did not receive any payments.

b. After review of the applicant's record and coordination with the [REDACTED] ARNG, it was determined the applicant is not eligible to receive any portion of the incentive. The applicant voluntarily transferred to a non-bonus eligible Table of Distribution and Allowances into the [REDACTED] ARNG and voluntarily changed MOS to 89B (Ammunition Specialist) effective 26 January 2017. Both the unit transfer and MOS change terminates his incentive per section VI paragraph 1b and paragraph 1m of his bonus addendum. He completed zero months in good standing to receive the bonus resulting in no payments of the incentive due to him.

c. It is the recommendation of this office that the applicant's request be denied. He terminated his incentive by violating section VI paragraph 1b and paragraph 1m of his bonus addendum effective 26 January 2017 completing zero complete months of the incentive resulting in no payment due to him. The Michigan Army National Guard concurs with this advisory opinion.

5. On 25 March 2025, the applicant was provided with a copy of the advisory opinion for comment or rebuttal. He did not respond.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was not warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition and executed a comprehensive and standard review based on law, policy and regulation. Upon review of the applicant's petition and available military record, the NGB, Chief, Special Actions Branch advisory opinion, the Board concurred with the advisory official recommendation for denial, finding the applicant voluntarily transferred to a non-bonus eligible Table of Distribution and Allowances into the [REDACTED] ARNG and voluntarily changed his MOS to 89B (Ammunition Specialist) effective 26 January 2017. Both the unit transfer and MOS change terminates his incentive per section VI paragraph 1b and paragraph 1m of his bonus addendum. For that reason, the Board found denying the requested relief was appropriate.

2. The applicant's request for a personal appearance hearing was carefully considered. In this case, the evidence of record was sufficient to render a fair and equitable decision. As a result, a personal appearance hearing is not necessary to serve the interest of equity and justice in this case.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
█	█	█	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

The evidence presented does not demonstrate the existence of a probable error or injustice. Therefore, the Board determined the overall merits of this case are insufficient as a basis for correction of the records of the individual concerned.

X 

CHAIRPERSON

I certify that herein is recorded the true and complete record of the proceedings of the Army Board for Correction of Military Records in this case.

REFERENCES:

1. Title 10, U.S. Code, section 1552(b), provides that applications for correction of military records must be filed within 3 years after discovery of the alleged error or injustice. This provision of law also allows the ABCMR to excuse an applicant's failure to timely file within the 3-year statute of limitations if the ABCMR determines it would be in the interest of justice to do so.
2. Army Regulation 15-185 (Army Board for Correction of Military Records (ABCMR)) prescribes the policies and procedures for correction of military records by the Secretary of the Army, acting through the ABCMR. The ABCMR may, in its discretion, hold a hearing or request additional evidence or opinions. Additionally, it states in paragraph 2-11 that applicants do not have a right to a hearing before the ABCMR. The Director or the ABCMR may grant a formal hearing whenever justice requires.
3. National Guard Regulation 600-7 (Selective Reserve Incentive Programs) in effect at the time, prescribes policies and procedures for the administration of the ARNGUS incentive programs.
 - a. Paragraph 1-13 (Obligation), an enlisted Soldier must enter into a contractual obligation to serve satisfactorily for the full term of service specified for an incentive program authorized by this regulation.
 - b. Paragraph 1-20 (Termination), a. A Soldier's incentive eligibility and entitlement stop when any of the termination reasons listed within the applicable chapters of this

regulation apply. Although the Soldier's entitlement to the incentive is terminated, the Soldier's responsibility to serve the current statutory or contractual obligation remains. b. Once a Soldier has been terminated, reinstatement of eligibility is not authorized. c. The unit commander or an authorized unit representative will initiate termination procedures when a Soldier is terminated from an incentive.

c. Paragraph 3-5 (Entitlement), entitlement to a bonus for an immediate reenlistment begins on the date of the oath of enlistment; the extension bonus on the first day of the extended period of service. The unit commander must ensure that Soldiers are counseled when they enlist, reenlist, or extend that they will not receive payments immediately under this program. Payments will be processed through personnel and pay channels for payment upon verification of all required contractual documentation.

//NOTHING FOLLOWS//