



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

[REDACTED]
Docket No. 8154-16
MAY 22 2017

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

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

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments
(2) Subject's naval record

1. Pursuant to the provisions of reference (a) Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show timely election of the REDUX Retired Pay Plan with a lump sum payment of the Career Status Bonus (CSB).
2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 29 March 2017 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, naval records, 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, finds as follows:
 - a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.
 - b. On 15 August 2001, Petitioner entered active service.
 - c. On 19 September 2001, NAVADMIN 245/01 (Procedures for electing the Career Status Bonus and REDUX/Retired pay system) was published.
 - d. On 16 February 2016, Petitioner was notified via message; eligibility to elect CSB and REDUX retired pay. Furthermore, Petitioner had six months as of the date of the GENADMIN notification message to make an election decision.
 - e. On 21 July 2016, Petitioner received temporary duty assignment (TAD) orders. Furthermore, Petitioner departed on 24 July 2016 and returned on or about 25 August 2016.
 - f. On 15 August 2016, Petitioner completed 15 years of active service.

g. On 18 January 2017, Petitioner completed the U.S. Navy Career Status Bonus (CSB) Election and Payment Option Form NAVPERS 7220/9.

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 was on a temporary duty assignment prior to the cutoff date in order to submit his election.

RECOMMENDATION:


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

a. Petitioner elected the REDUX Retired Pay Plan, with the \$30,000 lump sum payment, on 1 August 2016.

b. Petitioner was authorized payment of the \$30,000 CSB in one lump sum payment on 15 August 2016, the anniversary date of his 15th year of active duty. The payment of the CSB is tax-free if Petitioner was assigned to a tax-free zone during any part of the month Petitioner became entitled to the payment.

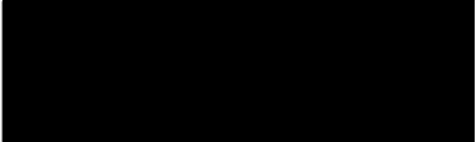
c. A copy of this Report of Proceedings will be filed in Petitioner's naval record.

4. It is certified that 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.



Recorder

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 reference (a), has been approved by the Board on behalf of the Secretary of the Navy.



Executive Director