



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

[REDACTED]
Docket No. 4878-17.
SEP 17 2017

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

Subj: REVIEW OF NAVAL RECORD IC [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 entitlement to Lump Sum Leave payment.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 30 June 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 or about 27 December 2016, Petitioner's request for reenlistment and to sell back leave (30 days) was approved.

c. On 15 January 2017, Petitioner reenlisted for 6 years. Furthermore, his leave balance was 66.5 days.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The evidence shows that he requested to sell back leave and it was approved by cognizant authority.

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

RECOMMENDATION

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

The immediate reenlistment contract (NAVPERS 1070/601), executed on or about 15 January 2017 for a term of 6 years, is modified to read: LSL SELLBACK: "30.0" vice "00.0".

In conjunction with his reenlistment of 15 January 2017, Petitioner requested and was approved to sell back 30 days leave. Note: Petitioner's leave balance will be reduced by 30 days, and he will be entitled to payment for 30 days of leave.

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.

[REDACTED]
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.

[REDACTED]
Executive Director