

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

> Docket No. 7896-23 Ref: Signature Date

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 15 February 2024. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion contained in Office of the Chief of Naval Operations memorandum 7220 Ser N130/23U1159 of 27 September 2023, which was previously provided to you for comment.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

On 21 July 2020, you were issued official change duty orders (BUPERS order: 2030) with while stationed in the station of the s

In accordance with Policy Decision Memorandum (PDM) 001-21: Sea Duty Incentive Pay (SDIP) Program of 23 November 2020, SDIP-Curtailment (SDIP-C). Qualified Sailors voluntarily curtail shore duty assignments by a minimum of 6 months prior to their original PRD to return to sea duty. Minimum activity tour lengths apply. However, approved Sailors will

receive the incentive pay based only on the number of months their shore duty was curtailed. Only in rare, case-by-case determination, will Sailors be eligible for SDIP-C before first meeting the minimum activity tour length requirements established by MILPERSMAN Articles 1300 and 1306. Upon approval for SDIP-C, the Sailor will be assigned in accordance with Enlisted Distribution Policy by requisition priority to a valid SDIP billet onboard a ship, submarine or at an aviation squadron designated as Type 2/4 sea duty for rotational purposes.

The Sailor must be approved for SDIP, via Navy Message, prior to being selected and posted for follow-on Permanent Change of Station transfer orders. Once selected and posted to a billet, the Sailor is no longer eligible for SDIP.

SDIP requests will originate at the Sailor's current command, prior to being selected or posted to a billet for follow-on orders or a separate extension becoming effective. Requests consist of a completed application NAVPERS 1306/7 with command endorsement. In applying for SDIP, a Sailor must: Submit the SDIP application to the rating detailer within the following timelines: SDIP-C requests must be received by the detailer 6 to 9 months prior to desired detachment date. Sailors may curtail shore duty assignments by a minimum of 6 months prior to their original PRD.

On 5 January 2021, you transferred from **Constant and arrived to** on 3 February 2021 for duty.

On 23 June 2023, you submitted an Electronic Personnel Action Request (NAVPERS 1306/7) requesting to receive SDIP-C for 6 months for shore duty curtailment with a transfer of October 2023. Request is being submitted 3-6 months prior to request transfer JAW SDIP FAQ paragraph 3 located on the My Navy HR website.

On 9 August 2023,

notified

that, "Your voluntary request to curtail shore duty and return to sea duty with SDIP, contained in ref a, has been carefully reviewed but regrettably must be disapproved. pursuant to the criteria outlined in PDM 001-21: Sea Duty Incentive Pay (SDIP) Program, sailors who voluntarily curtail shore duty assignment their SDIP request must be received by the detailer 6 to 9 months prior to their desired detachment date. your desired detachment month is October 2023, your request was received in June 2023, which is three months prior to your desired detachment date. based on this fact, your request to curtail shore duty and return to sea duty with SDIP is disapproved."

On 11 August 2023, you were issued official change duty orders (BUPERS order: 2233) with required obligated service to September 2027, while stationed in

with an effective date of departure of April 2024. Your intermediate (01) activity was for temporary duty under instruction with an effective date of arrival of 6 April 2024. Your ultimate activity was for duty with an effective date of arrival of 19 May 2024 with a PRD of September 2027.

On 18 August 2023, you were issued official modification to change duty orders (BUPERS order: 2233) with required obligated service to October 2026, while stationed in with an effective date of departure of

September 2023. Your intermediate (01) activity was for temporary duty under instruction with an effective date of arrival of 8 October 2023. Your ultimate activity was for duty with an effective date of arrival of 23 November 2023 with a PRD of October 2026.

On 9 October 2023, you transferred from **10** October 2023 for duty.

You requested approval for SDIP-C for 6 months for curtailing shore duty early, the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You assert that your request was submitted well within the timeline of 3-6 months as specified on the My Navy HR website. However, the Board concluded that PDM 001-21: SDIP Program provides comprehensive policy and guidance for the management, administration, and execution of the SDIP Program, and it states that SDIP-C requests must be received by the detailer 6 to 9 months prior to desired detachment date. Your request was submitted 4 months prior to the desired detachment date, therefore you are ineligible to receive SDIP-C. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.



Sincerely,