



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

[REDACTED]  
Docket No. 8122-23  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]  
[REDACTED] USMC

Ref: (a) Title 10 U.S.C. § 1552  
(b) MARADMIN 295/22, 15 Jun 22

Encl: (1) DD Form 149 w/attachments  
(2) Advisory opinion by HQMC memo 5420 MMEA, 1 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 show Petitioner was eligible for and received the approved Air Traffic Control Kicker of \$30,000 upon his reenlistment.

2. The Board, consisting of [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 2 April 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. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. On 16 July 2018, Petitioner entered active duty for 5 years with an End of Current Contract (ECC) of 15 July 2023.

b. On 21 June 2019, Petitioner was joined to Monitored Command Codes (MCC) 022 for duty. Furthermore, Petitioner transferred on 1 April 2023.

c. On 22 September 2022, Petitioner's 1st Term Active-Duty Reenlistment request was submitted requesting a 48-month reenlistment in Primary Military Occupational Specialties (PMOS). Per Career Planner notes: "SNM is eligible for a \$17,500 Zone A PMOS bonus and SNM is requesting the Air Traffic Controller Kicker and is in the process of receiving MOS 7253. SNM is in receipt of PCS orders to [REDACTED] and would like to keep those orders." Petitioner's request was approved by Headquarters, U.S. Marine Corps (HQMC) on 7 October 2022. Petitioner's approved MOS was 7257; however, Air Traffic Control Kicker denied due to not possessing 7252/53/54 NMOS.

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d. On 18 October 2022, Petitioner reenlisted for 4 years and 9 months with an ECC of 17 July 2027.

e. On 1 November 2022, Petitioner was promoted to Corporal/E-4.

f. On 17 November 2022, Air Traffic Control Facility Officer notified Director, Regional Personnel Administration Center, Marine Corps Air Station, Cherry Point that Petitioner has completed all training requirements for certification as an Air Traffic Controller – Radar. Request the following administrative actions be taken: Add AMOS 7253, Air Traffic Controller - Radar. Enter on Page 11 of SNM's Selective Retention Bonus (SRB): "221117: Certified as an Air Traffic Controller - Radar."

g. On 1 November 2023, Petitioner was promoted to Sergeant/E-5.

h. On 1 May 2023, Petitioner was joined to MCC 1L1 for duty.

i. 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. The Board concluded that in order to receive the FY23 Air Traffic Control Kicker the following conditions must be met: be a Zone A or B Marine; reenlist with the PMOS of 7257 and hold a NMOS of 7252, 7253, or 7254; enter into a contract with the intent to gain one of the above mentioned NMOSs (if not already possessed); and reenlist for 48 months. On 7 October 2023, Petitioner was approved for reenlistment without the Air Traffic Control Kicker because he did not hold a requisite MOS of 7252, 7253, or 7254. However, he did have the intent to gain a required NMOS as he was awarded NMOS 7253 on 17 November 2022.

## RECOMMENDATION

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

Paragraph B8b (Remarks) of the DD Form 4 executed on 18 October 2022 listed the following: REENLISTED FOR THE FOLLOWING INCENTIVE: "ZONE A SRBP IN THE AMOUNT OF \$17,500, DUSTA MCC 1L1, and AIR TRAFFIC CONTROLLER KICKER IN THE AMOUNT OF \$30,000, LESS APPLICABLE STATE AND GOVERNMENT TAXES. SNM MUST MAINTAIN REQUIREMENTS IN ACCORDANCE WITH MARADMIN 295/22."

Note: This change will entitle the member to a Zone "A" SRB for MOS 7257LM, E-3, which is capped at \$17,500 for 48 months of additional obligated service. Remaining obligated service to 15 July 2023 will be deducted from SRB computation. Furthermore, Petitioner is entitled to a \$30,000 Air Traffic Controller Kicker.

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Note: The Board for Correction of Naval Records (BCNR) will not take any action with the Defense Finance and Accounting Service (DFAS) for the SRB payment. Petitioner's SRB payment will not be funded by the BCNR's Claims Line of Accounting (LOA). HQMC will secure funding via unexecuted SRB funds and will use their LOA to pay the SRB payment.

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.

4/7/2024

[REDACTED]