

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

> Docket No. 8659-23 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 21 March 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 the Chief of Naval Personnel memorandum 7220 Ser N130/23U1234 of 20 October 2023, which was previously provided to you for comment.

On 29 September 2017, you were issued official change duty orders (BUPERS order: 2727) with required obligated service to June 2021, while stationed in

with an effective date of departure of March 2018. Your intermediate (01) activity was for temporary duty under instruction with an effective

date of arrival of 10 March 2018. Your ultimate activity was

for duty with an effective date of arrival of 18 May 2018 with a projected rotation date (PRD) of June 2021.

On 3 November 2017, you were issued official modification to change duty orders (BUPERS order: 2727) with required obligated service to June 2021, while stationed in **Example 1**

(01) activity was with an effective date of departure of March 2018. Your intermediate with an effective date of arrival of 10 March 2018. Your ultimate activity was for duty with an effective date of arrival of 18 May 2018 with a PRD of

June 2021.

On 21 March 2018, you were issued official modification to change duty orders (BUPERS order: 2727) while stationed in **Example 1** with an effective date of

departure of April 2018. Your intermediate (01) activity was accessed for temporary duty under instruction with an effective date of arrival of 21 April 2018. Your ultimate activity was for duty with an effective date of arrival of 5 July 2018 with a PRD of July 2021.

On 11 April 2018, you were transferred from a second provide the secon

On 4 June 2018, you were transferred from **1999**, and arrived to **1999** on 5 July 2018 for duty.

In accordance with Policy Decision Memorandum (PDM) 001-21: Sea Duty Incentive Pay (SDIP) Program published on 23 November 2020. SDIP is governed by the AIP authority contained in 37 U.S.C. § 352, but is a separate program. Under SDIP, all existing pay, personnel, assignment and distribution policies remain applicable except where otherwise stated in this PDM, the SDIP implementing NAVADMIN and/or subsequent OPNAV N13 guidance.

Designated ratings, pay grades and skills will be eligible to extend beyond their prescribed sea tour (PST) or PRD (whichever occurs later) under one of the following guidelines:

SDIP-Back-To-Back (SDIP-B). Qualified Sailors voluntarily continue sea duty service beyond their PST completion date/PRD by a minimum of 12 months and a maximum of 48 months, based upon DOD area or minimum activity tour length. Upon approval for SDIP-B, the Sailor will be assigned in accordance with enlisted distribution policy (EDP) 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.

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 reference (f). Upon approval for SDIP-C, the Sailor will be assigned in accordance with EDP 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.

SDIP-Extension (SDIP-E). Qualified Sailors voluntarily extend onboard their current command when assigned to a ship, submarine or an aviation squadron designated as Type 2/4 sea duty for rotational purposes, by a minimum of 12 months and a maximum of 48 months beyond their PST completion date/PRD.

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: Specifically indicate: Which option is being requested (i.e., SDIP-B, SDIP-C or SDIP-E), the number of months desired, the requested detachment month, as applicable. Submit the SDIP application to the rating detailer within the following timelines: (1) SDIP-B requests must be received by the detailer 14 to 16 months prior to PST completion date/PRD, whichever

occurs later. (2) 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. SDIP-E requests must be received by the detailer 14 to 16 months prior to PST completion date/PRD, whichever occurs later.

On 3 May 2021, you were issued official change duty orders (BUPERS order: 1231) with required obligated service to August 2026, while stationed in the with an effective date of departure of July 2021. Your ultimate activity was the service to August 2021 with a PRD of August 2026.

On 11 August 2021, you reenlisted for 4 years with an EAO Sof 10 August 2025.

On 12 August 2021, you were issued official modification to change duty orders (BUPERS order: 1231) with required obligated service to August 2026, while stationed in service with an effective date of departure of August 2021. Your ultimate activity was for duty with an effective date of arrival of 30 September 2021 with a PRD of August 2026.

On 13 August 2021, you signed an agreement to extend enlistment for 12 months with a SEAOS of 10 August 2026 in order to incur sufficient obligated service to execute BUPERS order 1231.

On 23 August 2021, you were transferred from the second se

You requested SDIP for your tour aboard the potentially mitigating factors, to include your assert and application, carefully weighed all potentially mitigating factors, to include your assertions. You assert that your orders "came with an OBLISERV and an SDIP." However, the Board concluded that you were on shore duty from July 2018 to August 2021, then transferred to **EXECUTE**. There is no documentation in your record to show that you submitted a request for SDIP in accordance with PDM 001-21. Furthermore, you were returning to sea during your normal sea/shore flow rotation, making you ineligible to apply for SDIP, therefore even if you had applied for SDIP it would have been denied. 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.

