

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

> Docket No. 8826-23 Ref: Signature Date

Dear

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 1 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 Commander, Navy Reserve Forces Command (CNRFC) (N1) memorandum 5420 Ser N1/763 of 20 November 2023 and your responses to the opinion.

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.

You requested a Selected Reserve (SELRES) Selected Reenlistment Bonus (SRB) for your 1 May 2023 reenlistment. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded that you do not meet the criteria for an SRB in accordance with the Fiscal Year 2023 (FY23) SELRES Enlisted Recruiting and Retention Incentive Program guidance and Reserve Personnel Manual (RESPERSMAN) Article 1100-020. Specifically, the FY23 SELRES Retention Incentive Program guidance indicates "Reserve enlisted incentive specific guidance related to include service obligations, eligibility, and application procedures, are found in RESPERSMAN 1100-020, Reserve Enlisted Incentives." Additionally, the policy states that CNRFC (N1) is the final adjudication authority for bonus program execution, to include eligibility, termination, and repayment. One of the eligibility criterions outlined in RESPERSMAN 1100-020 specifies applicants will "Reenlist in the same fiscal year as their EOS [end of obligated service].

A review of your record indicates that you reenlisted on 15 May 2022 for 6 years. The FY23 SELRES Enlisted Recruiting and Retention Incentive Program guidance was published with an effective date of 1 October 2022. The Navy Diver rating was a listed for a Tier 1, \$20,000 SELRES SRB for personnel in Zone A through Zone C. On 1 May 2023, you reenlisted for 6 years, however your previous EOS was 14 May 2028. The Board could not find, nor did you provide evidence of being incorrectly counseled. Moreover, the Board noted that it was your responsibility to familiarize yourself with the SELRES SRB requirements before reenlisting. In this connection, the Board substantially concurred with the comments contained in the advisory opinion and determined that a change to your record is not warranted.

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.

