



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

[REDACTED]
Docket No. 8879-23
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
(c) MARADMIN 557/22, 24 Oct 22

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by HQMC memo 5420 MMEA, 25 Oct 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 to show Petitioner was eligible for and received a 72-month Lateral Move (LM) Kicker.

2. The Board, consisting of [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 18 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 19 March 2019, Petitioner entered active duty for 4 years with an end of current contract (ECC) of 18 March 2023.

b. On 21 October 2022, Petitioner's First Term Active-Duty LM request was submitted requesting a 4 year and 4-month reenlistment effective 29 November 2022 in Primary military occupational specialty (PMOS) 0352 with Selective Retention Bonus (SRB) payment of \$17,000.00 for 48 months of additional obligated service. On 16 November 2022, Petitioner's request was approved by Headquarters, U.S. Marine Corps (HQMC). On 29 November 2022, Petitioner reenlisted for 4 years and 4 months with an ECC of 28 March 2027 and received a Zone A SRB. Furthermore, Petitioner was assigned ADMOS1 3521. On 10 October 2023, Petitioner was assigned PMOS 0352, and was promoted to Sergeant/E-5 on 1 December 2023.

c. In the advisory opinion, attached as enclosure (2), commented to the effect that the request has merit and warrants favorable action.

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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 error warranting the following corrective action. The Board concluded that Petitioner first submitted for LM into PMOS 0352 on 21 October 2022. At the time of reenlistment, reference (c)¹ authorized a Zone A SRB for 0352 LM. Petitioner executed a 52-month reenlistment on 29 November 2022. Petitioner was eligible for the FY23 Zone A 72-month LM Kicker at the time of reenlistment, however he was not authorized due an “administrative oversight” by the Marine Corps.

RECOMMENDATION

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

Petitioner’s enlistment/reenlistment document (DD Form 4) executed on 29 November 2022 was for a term of 6 years vice 4 years and 4 months. Note: This change will entitle the Petitioner to a \$40,000 72 Month LM Kicker.

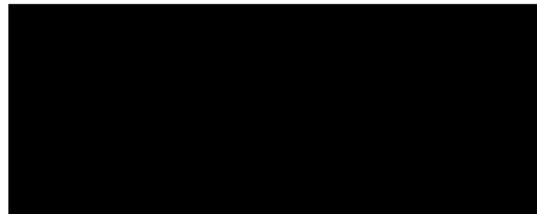
The Board for Correction of Naval Records (BCNR) will not take any action with the Defense Finance and Accounting Service (DFAS) for the LM Kicker payment. Petitioner’s payment will not be funded by the BCNR’s Claims Line of Accounting (LOA). HQMC will secure funding via unexecuted funds and will use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

4/25/2024



¹ Reference (c) announced changes to MARADMIN 295/22 and remained in effect until 30 September 2023 or otherwise stated. The following Zone A PMOSs were hereby designated, in addition to those outlined in reference (A), as LM eligible with respective bonuses: “...0352...” LM prerequisite waivers would be considered for all proven Marines who requested a LM. 72-month LM Kicker. Marines with an ECC in FY24 who reenlisted under the Early Reenlistment Program were eligible for the 72 Month LM Kicker upon start of the Early Reenlistment Program, 1 December 2022. Eligibility requirements for the FY24 Cohort Out-Of-Fiscal-Year Early Reenlistment Program remained as outlined in para 3.a of MARADMIN 295/22.