

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN RET,
XXX-XX-[REDACTED]

d. Petitioner transferred to the TDRL effective 23 September 2023 and SBP NIP premium deductions began.

e. On 26 October 2023, Petitioner issued disability rating of 100%.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. Petitioner elected SBP NIP coverage for his mother and the Board surmise he most likely did not understand the cost associated with this election. Additionally, Petitioner's record reflects his disability award from the Department of Veterans Affairs was more than his retired pay, therefore does not receive a retired check from the Defense Finance and Accounting Service (DFAS) for the premiums to be deducted and is separately billed for the SBP costs. However, Petitioner could have terminated this coverage at any point due to the election for a NIP but did not submit such a termination request. Under these circumstances, the Board determined that partial relief is warranted.

RECOMMENDATION

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

Petitioner submitted request to terminate SBP NIP coverage for [REDACTED] on 22 November 2023.

Note: The DFAS will complete an audit of Petitioner's pay records to determine amounts due, if any.

The part of Petitioner's request for corrective action that exceeds the foregoing is denied. The Board found that Petitioner did not provide sufficient evidence to reflect his attempt to take corrective action before submitting his application on 22 November 2023.

That 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 titled 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.

8/1/2024

[REDACTED]
Deputy Director

Signed by: [REDACTED]