



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

[REDACTED]
Docket No. 10638-23
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 357/12, 2 Jul 12
(c) MARADMIN 380/19, 3 Jul 19
(d) MARADMIN 295/22, 15 Jun 22

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by HQMC memo 5420 MMEA, 8 Jan 24
(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 that Petitioner was eligible for and received the Fiscal Year 2013 Infantry Battalion NCO Initiative (OPFOR Kicker).

2. The Board, consisting of [REDACTED], [REDACTED] and [REDACTED] reviewed Petitioner's allegations of error and injustice on 6 June 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 15 December 2008, Petitioner entered active duty for 4 years with an End of Current Contract (ECC) of 14 December 2012.

b. On 2 December 2011, Petitioner was joined to Monitored Command Codes (MCC) [REDACTED] for duty and transferred to MCC [REDACTED] on 1 December 2016 for instruction.

c. On 1 May 2011, Petitioner was promoted to Corporal/E-4.

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d. In accordance with reference (b), “[t]his bulletin announced the Selective Retention Bonus (SRB) program authorized for FY13 and the suspension of the FY13 Broken Service SRB (BSSRB) program. First term Marines (Zone a) who reenlisted on or after 1 July 2012 eligible for the FY13 SRB program. Career Marines (Zone B and C) who reenlisted on or after 1 October 2012 may be eligible for the FY13 SRB program. This included any regular component first term or career Marine with an ECC from 1 October 2012 to 30 September 2013.

Infantry battalion NCO initiative (OPFOR kicker). To Have been eligible, a Marine must have been in their first term, must have been in the grade of CPL or SGT; must have reenlisted for at least 48 months additional obligated service; must have been currently serving in one of MCC(s) listed below and agreed to serve in one of the MCC(s) listed below for at least 24 additional months starting from the Marine’s ECC prior to reenlisting; and must have had one of the following MOS(s): 0311, 0313, 0331, 0341, 0351 or 0352. eligible mcc(s): “..[REDACTED]...” The Marine was eligible for 25,000 dollars in addition to the SRB authorized for their PMOS.

e. On 8 February 2012, Petitioner signed an agreement to extend enlistment for 3 months with an End of Active Service (EAS) of 14 March 2013 in order to have sufficient obligated service to deploy with [REDACTED].

f. On 20 September 2012, Petitioner’s 1st Term Active-Duty Reenlistment request was submitted and approved by Headquarters, U.S. Marine Corps (HQMC) on 25 September 2012. Career Planner Comments: “SNM is currently deployed until December 2012”.

g. On 29 September 2012, Petitioner reenlisted for 4 years with an ECC of 28 September 2016.

h. On 15 December 2014, Petitioner entered Zone B.

i. On 13 September 2016, Petitioner signed an agreement to extend enlistment for 1 month with an EAS of 28 October 2016 in order to await response on submitted Total Force Retention System (TFRS) Reenlistment Extension Lateral Move (RELM).

j. On 20 September 2016, Petitioner reenlisted for 2 years with an ECC of 19 September 2018.

k. On 10 April 2018, Petitioner reenlisted for 2 years with an ECC of 9 April 2020.

l. On 1 October 2018, Petitioner was assigned Primary Military Occupational Specialties (PMOS) 0369 and ADMOS1 0311.

m. On 15 December 2018, Petitioner entered Zone C.

n. On 29 January 2019, Petitioner’s Careerist Active-Duty Extension request was submitted and approved by HQMC on 21 February 2019.

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o. On 28 February 2019, Petitioner signed an agreement to extend enlistment for 26 months with an EAS of 9 June 2022 in order to obligate service for assignment to [REDACTED].

p. In accordance with reference (c), this bulletin announced the SRB program and the BSSRB program authorized for FY20. With the advent of several new SRB programs, Marines were encouraged to thoroughly review the contents of this bulletin. First term Marines (Zone A) and career Marines (Zone B, C, D and E) who reenlisted on or after 5 July 2019 were eligible for the FY20 SRB program. This included any regular component first term or career Marine with an ECC from 1 October 2019 to 30 September 2020.

q. On 1 November 2019, Petitioner's Careerist Active-Duty Reenlistment request was submitted and approved by HQMC on 13 December 2019.

r. On 21 December 2019, Petitioner reenlisted for 4 years with an ECC of 20 December 2023.

s. On 31 January 2022, Petitioner signed an agreement to extend enlistment for 3 months with an EAS of 20 March 2024 in order to obligate service for assignment to [REDACTED].

t. In accordance with reference (d), this MARADMIN announced the SRB program and the BSSRB program authorized for FY23. With the advent of several new SRB programs, Marines were encouraged to thoroughly review the contents of this bulletin. First term Marines (Zone A) and career Marines (Zone B, C, D, E, F, and G) who reenlisted on or after 14 June 2022 were eligible for the FY23 SRB program. This included any regular component first term or career Marine with an ECC from 1 October 2022 to 30 September 2023.

u. On 23 November 2022, Petitioner signed an agreement to extend enlistment for 9 months with an EAS of 20 December 2024 in order to obligate service requirements for promotion.

v. On 1 December 2022, Petitioner was promoted to Gunnery Sergeant/E-7.

w. On 15 December 2022, Petitioner entered Zone D.

x. On 9 December 2023, Petitioner was joined to MCC [REDACTED] for duty.

y. On 10 January 2024, Petitioner reenlisted for 4 years with an ECC of 9 January 2028.

z. 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 Petitioner submitted his request for reenlistment on

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20 September 2012 to HQMC. HQMC approved the RELM on 25 September 2012 for a term of 4 years without Zone A SRB or OPFOR kicker. The Board determined that Petitioner was assigned to MCC [REDACTED], a qualifying command for the OPFOR Kicker, and remained for an additional 4 years until his transfer in December 2016, therefore, the Board determined that if Petitioner had reenlisted for 48 months beyond his ECC, he would have been entitled to the kicker.

RECOMMENDATION

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

Petitioner's enlistment/reenlistment document (DD Form 4), executed on 29 September 2012 was for a term of 4 years and 3 months vice 4 years.

Note: This change will entitle the member to an Infantry battalion NCO initiative (OPFOR kicker) \$25,000. The Defense Finance and Accounting Service will complete an audit of Petitioner's records to determine pay entitlement.

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.

6/14/2024

