



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

[REDACTED]
Docket No. 10880-23
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

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

Ref: (a) Title 10 U.S.C. § 1552
(b) OPNAVINST 7220.14 of 24 Dec 05
(c) MILPERSMAN 1320.300, 25 Jul 14

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by NPC memo, undated
(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 the Standardized Accounting Category Codes (ACC) in Petitioner's orders reflect the date of 21 July 2022 vice 29 September 2022 to restore command dates and sea pay.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 29 August 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. In accordance with reference (b), "[p]ersonnel Eligibility for CSP. A member who is entitled to basic pay is entitled to Career Sea pay (CSP) while serving on a qualifying sea duty assignment."

"Assignment Eligibility for CSP. Permanently assigned to and serving in a vessel designated as a Category A ship or the off-crew of a "two crew" Category A submarine."

"30-Day Rule. A member who is receiving Category A or continuous staff CSP is entitled to continue to receive CSP during a period of authorized leave (not to include

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PCS leave or terminal leave), TDY, TAD, or hospitalization, or while on an operational flight, for not more than 30 consecutive days while the member is away from the vessel, provided the member clearly intends to return for duty on that vessel after the aforementioned absence ends.”

“Personnel attending training in the same geographic location of their vessel and issued "no cost" TAD orders for purposes of accounting for their training shall not be considered TAD away from the vessel if they are still required to report (i.e., stand watch, reside/mess aboard the vessel, etc.). The 30-Day Rule is only applicable to Category A or continuous staff CSP members.”

“Per 37 U.S.C. 305a: CSP Premium (CSPP) is payable when the consecutive sea-duty time counter indicates more than 36 consecutive months of sea duty and only for periods in which the member is entitled to CSP (or would have been entitled to CSP except for ineligibility due to paygrade and/or lack of cumulative sea-duty credit). Entitlement to CSP Premium begins on the first day of the 37th consecutive month of creditable sea duty in which the member was also entitled to CSP and if necessary, may be paid on a prorated day-for-day basis.”

“E-5 through E-9 members with less than 8 years of sea duty and all officers and E-1 through E-4 members, do retain eligibility for entitlement to the CSP Premium.”

“Consecutive Sea-Duty Time for CSP Premium. The consecutive sea-duty time counter is documented and maintained by the member's local disbursing or administrative officer. The counter may take any one of three movements: increase, neutral (idle), or reset to zero.

Increases. The consecutive sea-duty counter increases whenever a member is serving on sea duty and receiving CSP. Neutrals (Idles). Sea-duty periods in which CSP is not received are treated as neutral or idle time for CSP Premium purposes. The consecutive sea-duty time counter temporarily idles whenever a member is... on proceed time, travel time, temporary duty, and/or leave while between two qualifying sea-duty tours... Transfers from a qualifying sea-duty tour to a ship pre-commissioning unit, or to a craft pre-in-service unit, before that ship or craft is placed in service.”

b. In accordance with reference (c), Standardized ACCs. ██████████. Duty (more than 6 months). Member assigned or attached for duty other than TEMDU, at an ultimate activity whose post or official station may include a ship (for the purpose of personal travel and transportation of personal effects located aboard the ship), and the homeport of a vessel or of a ship-based staff/unit.”

██████████: Duty In Connection With Conversion and Fitting Out (CFO), Or Reactivation (more than 6 months). Member assigned for permanent duty at the supervisor of ██████████) detachment located at the site where a Navy vessel is under construction, conversion, or reactivation. A second PCS order must be issued before the vessel is commissioned to detach the member from duty ██████████ at the construction

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site and direct the member to report for duty on board the ship when placed in commission [REDACTED]

[REDACTED] TEMDU In Connection With CFO (6 months or less). Member assigned for less than 6 months to the [REDACTED] detachment at the building site of a Navy vessel prior to its commissioning date. Member also directed to report for duty [REDACTED] on board when placed in commission.”

c. On 2 October 2020, Petitioner’s Master Military Pay Account (MMPA) shows that Career Sea Pay stopped.

d. On 23 November 2021, Petitioner was issued official change duty orders (BUPERS order: [REDACTED] while stationed in [REDACTED] with an effective date of departure of November 2021. Petitioner’s ultimate activity was [REDACTED] for duty with an effective date of arrival of June 2022 with a projected rotation date (PRD) of December 2023. Furthermore, the [REDACTED]. Note: Order were modified on 24 February 2022, with an ultimate activity as [REDACTED] modified on 7 April 2022, with an ultimate activity as [REDACTED], and modified on 22 April 2022, with intermediate (01) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 6 December 2021. Petitioner’s intermediate (02) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 13 December 2021. Petitioner’s intermediate (03) activity was [REDACTED] for temporary duty with an effective date of arrival of 17 December 2021. Petitioner’s intermediate (04) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 10 January 2022. Petitioner’s intermediate (05) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 24 January 2022. Petitioner’s intermediate (06) activity was [REDACTED] for temporary duty with an effective date of arrival of 31 January 2022. Petitioner’s intermediate (07) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 7 February 2022. Petitioner’s intermediate (07) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 28 March 2022. Petitioner’s intermediate (08) activity was [REDACTED] for temporary duty with an effective date of arrival of 18 April 2022. Petitioner’s intermediate (9) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 25 April 2022. Petitioner’s intermediate (10) activity was [REDACTED] for temporary duty with an effective date of arrival of 2 May 2022. Petitioner’s intermediate (11) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 16 May 2022. Petitioner’s intermediate (12) activity was [REDACTED] for temporary duty with an effective date of arrival of 30 May 2022. Petitioner’s intermediate (13) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 13 June 2022. Petitioner’s intermediate (14) activity was [REDACTED] for temporary duty with an effective date of arrival of 25 June 2022. Petitioner’s ultimate activity was [REDACTED] for duty in connection with CFO with an effective date of arrival of June 2022 with a PRD of December 2023. Furthermore, the [REDACTED]

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e. On 3 December 2021, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 5 December 2021 for duty under instruction.

f. On 12 June 2022, Petitioner submitted a request and authorization for TDY [Temporary Duty] travel of DoD Personnel (DD Form 1610) effective 15 July 2022 for 15 days for mission - operational. It was approved by Authorizing/Order-Issuing Authority on 12 June 2022.

g. On 16 June 2022, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 30 June 2022 for duty.

h. On 21 July 2022, [REDACTED] was delivered. Keel date was 27 October 2020 and launch date was 13 November 2021.

i. On 19 August 2022, Petitioner submitted a request and authorization for TDY [Temporary Duty] travel of DoD Personnel (DD Form 1610) effective 5 September 2022 for 26 days for mission - operational. It was approved by Authorizing/Order-Issuing Authority on 19 August 2022.

j. On 5 September 2022, Petitioner's MMPA shows that Career Sea Pay started.

k. On 21 September 2022, Petitioner was issued official change duty orders (BUPERS order: [REDACTED] while stationed in [REDACTED] with an effective date of departure of September 2022. Petitioner's ultimate activity was [REDACTED], [REDACTED] for duty with an effective date of arrival of September 2022 with a PRD of March 2024. Furthermore, th [REDACTED]

l. On 27 September 2022, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 27 September 2022 for duty.

m. On 3 August 2023, Petitioner was issued official change duty orders (BUPERS order: [REDACTED] while stationed in [REDACTED] with an effective date of departure of November 2023. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of December 2023 with a PRD of December 2026. Furthermore, th [REDACTED]

n. On 22 November 2023, Petitioner transferred from [REDACTED] and arrived to [REDACTED] 1 December 2023 for duty.

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 partial corrective action. The Board concluded that Petitioner provided documentation that the vessel was accepted on behalf of the Navy on 21 July 2022. In accordance with reference (b), the entitlement to CSP begins for members at the in-service date of the vessel, however, Petitioner's orders did not reflect [REDACTED] at that time, affecting his eligibility for CSP.

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Changing the [REDACTED] in his orders will allow Petitioner to provide the orders to his admin department to get pay corrected.

RCOMMENDATION

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

Petitioner was issued official change duty orders (BUPERS order: [REDACTED] while stationed in [REDACTED] on "21 July 2022" vice "21 September 2022", with an effective date of departure of "July 2022" vice "September 2022". Petitioner's ultimate activity was [REDACTED] for duty with an ACC of [REDACTED] Effective date of arrival of "July 2022" vice "September 2022" with a PRD of March 2024.

Petitioner was entitled to Career Sea pay for the period of 21 July 2022 to 4 September 2022.

Note: Defense Finance and Accounting Service will complete an audit of Petitioner's pay records to determine amounts due, if any. Furthermore, that any other entries affected by the Board's recommendation be corrected.

A copy of this report of proceedings will be filed in Petitioner's naval record.

No further changes be made to 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.

9/9/2024

