



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

█  
Docket No. 222-24  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO █, USN RET,  
XXX-XX-█

Ref: (a) Title 10 U.S.C. § 1552  
(b) NAVADMIN 089/20, 26 Mar 20

Encl: (1) DD Form 149 w/attachments  
(2) Advisory opinion by NPC memo 5420 PERS-836/018, 14 Mar 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 show his retirement pay percentage reflects 21 years of active-duty service.

2. The Board, consisting of █, █, and █ reviewed Petitioner's allegations of error and injustice on 28 May 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 16 June 1999, Petitioner enlisted in the U.S. Naval Reserve for 8 years.
- b. On 6 June 2000, Petitioner entered active duty.
- c. On 14 May 2020, Petitioner signed an agreement to extend enlistment for 12 month (Total Aggregate months 19) with a Soft End of Active Obligated Service (EAOS) of 30 June 2021 in order to extend EAOS in accordance with NAVADMIN 071/20 and/or 089/20 for COVID-19 response.
- d. On 21 March 2021, Navy Standard Integrated Personnel System (NSIPS) Request History reflects Petitioner's request to change his retirement date was disapproved. "Date change request has been disapproved. Your previous approved date of 30 June 2020 (EAOS/PRD) remains in effect. Final authorization w/statement of service message issued via DTG 270132ZMAR19."
- e. On 13 April 2021, Petitioner was issued official Fleet Reserve orders (BUPERS order: █) while stationed in █, █, █ with an effective date of departure of May 2021.

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Petitioner's intermediate (01) activity was [REDACTED], [REDACTED], [REDACTED] for temporary duty pending separation with an effective date of arrival of 23 May 2021. Petitioner's home of selection: [REDACTED], [REDACTED] with an effective date of retirement of 30 June 2021.

f. On 21 May 2021, Petitioner was awarded the Navy and Marine Corps Commendation Medal for Meritorious Service from September 2016 to May 2021.

g. Petitioner was transferred to the Fleet Reserve with an honorable character of service and was issued a DD Form 214, Certificate of Release or Discharge from Active Duty for the period of 6 June 2000 to 30 June 2021 upon having sufficient service for retirement. Signed by authorized Official on 21 June 2021.

h. On 22 December 2021, Petitioner's Master Military Pay Account printout listed a leave "entry close date" of 20 July 2021 charging Petitioner with terminal leave for the period of 15 June 2021 to 30 June 2021 (16 days) and listed a Basic Pay "entry close date" of 20 July 2021 effective 30 June 2021.

i. On 27 February 2024, Defense Finance and Accounting Service (DFAS) HUNT system shows Petitioner's retirement date of 30 June 2021. Pay Entry Base Date of 5 June 2001. Total Percent Multiplier/Total Active Service of 20 years, and 25 days.

j. On 18 May 2024, Petitioner's Member Data Summary NSIPS/ESR shows a Pay Entry Base Date (PEBD) of 6 June 2000.

## CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board agreed with enclosure (2) that on 21 March 2021, Petitioner created and submitted a modification request to change his approved retirement date from 30 June 2020 to 31 July 2021, which was not submitted within the timeline outlined in accordance with reference (b).<sup>1</sup> The Board concluded that although his request was disapproved, Petitioner had a signed extension that was in effect at the time of the request. Furthermore, there is ample evidence to show Petitioner was on active duty after his original approved Fleet Reserve date of 30 June 2020 until his transfer to the Fleet Reserve on 30 June 2021. Additionally, BUPERS order: [REDACTED] lists an effective date of retirement of 30 June 2021. Therefore, the Board determined that Petitioner's separation date is correct. However, the Board found that Petitioner's PEBD is listed incorrectly in DFAS HUNT system as 5 June 2001. Petitioner entered active duty on 6 June 2000 and served without a break in service for a total of 21 years, and 25 days.

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<sup>1</sup> Reference (b) announced the deliberate path of the Navy to mitigate the effects of COVID-19 and maintain operational, Sailor and family readiness. Due to the uncertainty regarding the duration of the COVID-19 Pandemic, the mandated all stop on permanent change of station travel and the resulting effect on the U.S. economy, the incentives, and extensions in this NAVADMIN will help provide some stability to both the Navy and our families.

The Navy is accepting applications from officers and enlisted personnel who desire to delay their separation or retirement. Service Members with an approved separation or retirement date before 1 April 2021 are eligible to submit a request to their detailee to have their separation or retirement date delayed between 6 and 12 months (duration specified by Service Member). All Service Members interested in extending, are invited to apply, but priority for approval will be given to those Service Members filling sea duty and critical billets. Requests must be received by 1 July 2020.

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## RECOMMENDATION

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

Petitioner's financial record listed a PEBD of 6 June 2000 vice 5 June 2001, and Total Percent Multiplier/Total Active Service of 21 years and 25 days vice 20 years and 25 days.

Note: The DFAS will complete an audit of Petitioner's pay records to determine Petitioner's pay entitlements.

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-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.

5/30/2024

