

DEPARTMENT OF THE NAVY

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

> Docket No. 235-24 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

XXX XX USMC

Ref: (a) Title 10 U.S.C. § 1552

(b) MARADMIN 278/23, 31 May 23

Encl: (1) DD Form 149 w/attachments

- (2) Advisory Opinion by HQMC memo 5420 MMEA, 9 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 show that Petitioner was eligible for and received a Selective Retention Bonus (SRB).
- 2. The Board, consisting of property, 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 5 September 2017, Petitioner entered active duty.
- b. On 5 April 2018, Petitioner was assigned Primary Military Occupational Specialties (PMOS) 4421.
- c. On 26 September 2020, Petitioner reenlisted for 4 years with an expiration of current contract (ECC) of 25 September 2024.
 - d. On 1 November 2021, Petitioner was promoted to Sergeant/E-5.

- e. On 15 July 2022, Petitioner signed an agreement to extend enlistment for 27 months with an end of active service of 25 December 2026 in order obligate service for assignment to class.
 - f. On 28 April 2023, Petitioner was assigned ADMOS1 0916.
- g. In accordance with reference (b), this MARADMIN announces the SRB Program and the Broken Service SRB Program authorized for the FY24 retention campaign which begins 1 June 2023. Marines with an ECC from 1 October 2023 to 30 September 2024 are encouraged to thoroughly review the contents of this MARADMIN.

Zone A applies to those active component Marines with 17 months to 6 years of active military service. First term Marines with exactly 6 years of active military service on the date of reenlistment may be paid a Zone A PMOS bonus if they have not previously received a Zone A PMOS bonus. Furthermore, a Zone "A" SRB for MOS 4421, E-5 & Above, which is capped at \$15,750 for 48 months of additional obligated service was authorized.

- h. On 10 August 2023, Petitioner signed a Reenlistment Extension Lateral Move Request (NAVMC 11537) for a 48-month reenlistment. Petitioner's request was certified by Petitioner's Career Planner on 14 August 2023 and was approved by cognizant authority on 16 August 2023.
- i. On 17 August 2023, Petitioner's Careerist Active-Duty Reenlistment request was submitted to Headquarters, U.S. Marine Corps (HQMC) requesting a 48-month reenlistment in PMOS and \$15,000 SRBP. Career Planner comments: "SNM falls under the early submission period due to expiring SRBP eligibility. (SNM will cross into Zone B on 5 September 2023 and will no longer rate a SRBP)."
 - j. On 5 September 2023, Petitioner entered Zone B.
 - k. On 9 October 2023 HQMC approved Petitioner's request.
 - 1. On 21 October 2023, Petitioner reenlisted for 4 years with an ECC of 20 October 2027.
 - m. On 12 April 2024, Petitioner was assigned ADMOS2 0917.
- n. 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 on 17 August 2023, Petitioner's reenlistment application for 48 months was submitted to HQMC. In accordance with enclosure (2), it was

held due to lack of funding available for the SRB. On 5 September 2023, Petitioner entered Zone B. There is no PMOS bonus for 4421 in Zone B. Petitioner's reenlistment was ultimately approved on 9 October 2023 and executed on 21 October 2023. Due to lack of funding and at no fault of the Petitioner, he entered Zone B while waiting for approval and did not receive the SRB.

RECOMMENDATION

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

Petitioner was discharged and reenlisted on 3/4 September 2023 vice 20/21 October 2023 for a term of 5 years and 1 month vice 4 years.

Note: This change will entitle the member to a Zone "A" SRB for MOS 4421, E-5 & Above which is capped at \$15,750 for 48 months of additional obligated service. Remaining obligated service to 25 September 2024 will be deducted for SRB computation.

Note: The Board for Correction of Naval Record (BCNR) will <u>not</u> take any action with the Defense Finance and Accounting Service (DFAS) for the SRB Payment. Petitioner's SRB payment will <u>not</u> be funded by the BCNR's Claims Line of Accounting (LOA). HQMC will secure funding via unexecuted SRB funds and will use their LOA to pay the SRB payment.

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.

