

DEPARTMENT OF THE NAVY

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

> Docket No. 1272-24 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO, USN,

XXX-XX-

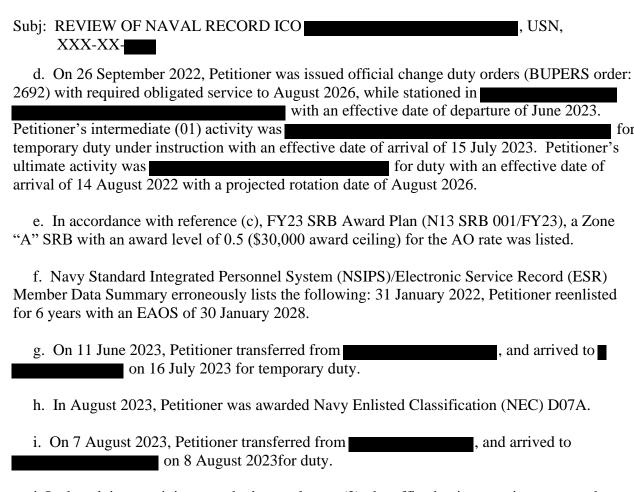
Ref: (a) Title 10 U.S.C. § 1552

(b) NAVADMIN 108/20, 15 Apr 20

(c) FY23 SRB Award Plan (N13 SRB 001/FY23), 26 Oct 22

Encl: (1) DD Form 149 w/attachments

- (2) Advisory Opinion by CMSB memo 1160 Ser B328/017, 8 Feb 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 Petitioner reenlisted on 31 January 2023 vice 31 January 2022 and was eligible for and received a Zone A Selective Reenlistment Bonus (SRB).
- 2. The Board, consisting of _____, and ____ reviewed Petitioner's allegations of error and injustice on 8 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 the 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 allegation of error or injustice, finds as follows:
 - a. On 27 September 2017, Petitioner entered active duty.
- b. In accordance with reference (b), this NAVADMIN announced revised SRB policy for Active Component and Full Time Support, superseding NAVADMIN 272/19. Sailors must now have reenlisted within 365 days of their End of Active Obligated Service (EAOS) (as opposed to 270 days required in NAVADMIN 272/19), except in the case of Nuclear-trained Sailors who could have reenlisted at any point in the reenlistment zone, per guidance in OPNAVINST 1160.8B.
 - c. On 15 April 2021, Petitioner reenlisted for 2 years with an EAOS of 14 April 2023.



j. 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 26 September 2022, Petitioner was issued official change of duty orders BUPERS order: 2692 with required obligated service to August 2026. NSIPS/ESR lists a reenlistment for 6 years on 31 January 2022. The Board determined that Petitioner's contract was erroneously processed with a date of 31 January 2022 vice of 31 January 2023, preventing him from receiving the Zone A SRB he was eligible for in accordance with reference (c).

RECOMMENDATION

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

Petitioner was discharged and reenlisted on "30/31 January 2023" vice "30/31 January 2022" for a term of 6 years.

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Note: This change will entitle the member to a Zone "A" SRB with an award level of 0.5 (\$30,000 dollar award ceiling) for the AO rate. Remaining obligated service to 14 April 2023 will be deducted from SRB computation.

Note: The Board for Correction of Naval Records (BCNR) will <u>not</u> take any action with the Defense Finance and Accounting Service for the SRB payment. Petitioner's SRB payment will <u>not</u> be funded by the BCNR's Claims Line of Accounting (LOA). The Navy 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-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.

8/14/2024
Deputy Director
Signed by: