

DEPARTMENT OF THE NAVY

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

> Docket No. 1300-24 Ref: Signature Date

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From: To:	Chairman, Board for Correction of Naval Records Secretary of the Navy
Subj:	REVIEW OF NAVAL RECORD ICO
Ref:	(a) Title 10 U.S.C. § 1552 (b) MILPERSMAN 1780-011
Encl:	(1) DD Form 149 w/attachments(2) Subject's naval record
enclosi record	uant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed are (1) with the Board for Correction of Naval Records (Board), requesting that his naval be corrected to establish eligibility to transfer Post-9/11 GI Bill education benefits to eligible tents effective 8 October 2022.
allegat the cor Docum	Board, consisting of reviewed Petitioner's alons of error and injustice on 27 March 2024 and pursuant to its regulations, determined that rective action indicated below should be taken on the available evidence of record. The entary material considered by the Board consisted of the enclosures, relevant portions of the error and applicable statutes, regulations, and policies.
and inj availat	Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error ustice, found that, before applying to this Board, he exhausted all administrative remedies le under existing law and regulations within the Department of the Navy. The Board made owing findings:
	On 15 October 2016, Petitioner accepted active duty commission and entered active duty on 18 or 2016.
b. (On 30 July 2021, Petitioner reported to the for duty.
Service	On 8 October 2022, Petitioner submitted transfer education benefits (TEB) application. The rejected the application on 11 October 2022 and indicated Petitioner "has not committed to uired additional service time."
d. (On 5 July 2023, Petitioner detached and reported to on 20 July 2023 for duty.

e. On 9 January 2024, Navy Personnel Command (PERS-311) confirmed Petitioner's TEB application was rejected because he had not completed the required Statement of Understanding in the MyNavy Education site as outlined in reference (b).

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. Petitioner met the basic eligibility criteria to transfer Post-9/11 GI Bill education benefits but failed to complete the administrative requirements outlined in reference (b). Although the proper administrative requirements were not completed, the Board found Petitioner provided sufficient evidence reflecting intent to transfer education benefits and continues to serve on active duty since submitting his TEB application; therefore, the Board determined that under this circumstance, relief is warranted.

RECOMMENDATION

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

Petitioner, in coordination with his command completed the required Statement of Understanding on 8 October 2022 and submitted it to Commander, Navy Personnel Command for inclusion in the Petitioner's Official Military Personnel File.

Petitioner elected to transfer unused education benefits to

through the

MilConnect TEB portal on 8 October 2022.

Commander, Navy Personnel Command (PERS-311) reviewed Petitioner's TEB application and it was approved on 8 October 2022 with a 4-year service obligation.

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.



¹ Reference (b), the basic criterion to TEB to eligible dependents requires the completion of at least 6 years Active Duty and/or Selected Reserve service; completion of the online, self-service Statement of Understanding prior to submitting a TEB application; and agreement to serve four additional years from the date of election in the MilConnect TEB portal. Additionally, the policy directs members to periodically check the status of their application; a denied TEB application requires members to take corrective action and reapply with a new service obligation end date.