

DEPARTMENT OF THE NAVY

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

> Docket No. 2162-24 Ref: Signature Date

Dear

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 18 July 2024. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion contained in Chief of Naval Personnel memorandum 7220 Ser N130/24U0445 of 8 July 2024 and your response to the opinion.

On 26 January 2021, you were issued official change duty orders (BUPERS order: with
required obligated service to May 2024, while stationed in
with an effective date of departure of April 2021. Your ultimate activity was
for duty with an effective date of arrival of 31 May 2021 with a
projected rotation date (PRD) of May 2024.
On 21 May 2021, you transferred from, and arrived to on 30
May 2021 for duty.

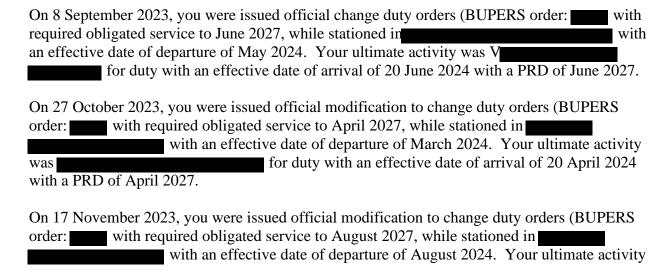
In accordance with Policy Decision Memorandum (PDM) 002-21: Sea Duty Incentive Pay (SDIP) Program published on 25 October 2021. SDIP is governed by the AIP authority contained in reference (d) but is a separate program. Under SDIP, all existing pay, personnel, assignment and distribution policies remain applicable except where otherwise stated in this PDM, the SDIP implementing NA V ADMIN and/or subsequent OPNA V N13 guidance.

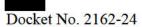
Designated ratings, pay grades and skills will be eligible to extend beyond their prescribed sea tour (PST) or PRD (whichever occurs later) under one of the following guidelines: SDIP-Back-To-Back (SDIP-B). Qualified Sailors voluntarily continue sea duty service beyond their PST by a minimum of 12 months and a maximum of 48 months, based upon DOD area or minimum activity tour length. Upon approval for SDIP-B, the Sailor will be assigned in accordance with enlisted distribution policy by requisition priority to a valid SDIP billet onboard a ship, submarine or at an aviation squadron designated as Type 2/4 sea duty for rotational purposes.

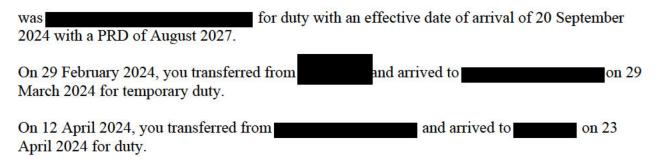
SDIP-B. The Sailor must be currently serving in a permanent duty assignment (ACC 100) on a ship, submarine or aviation squadron designated as sea duty for purposes of rotation (type 2/4) in accordance with Article 1306-102 of reference (f). Their rating, pay grade or skill must be listed on the current SDIP eligibility chart, have completed their PST based on their current PRD or be within 15 months of completion of their PST at time of request and currently hold the NEC for a SDIP eligible rating and pay grade or have requested the applicable school enroute.

SDIP requests will originate at the Sailor's current command, prior to being selected or posted to a billet for follow-on orders or a separate extension becoming effective. Requests consist of a completed application NAVPERS 1306/7 with command endorsement. In applying for SDIP, a Sailor must: a. Specifically indicate: Which option is being requested (i.e., SDIP-B, SDIP-C or SDIP-E), the number of months desired, the requested detachment month, as applicable. b. Submit the SDIP application to the rating detailer within the following timelines: (1) SDIP-B requests must be received by the detailer 14 to 16 months prior to PST completion date/PRD, whichever occurs later.

On 21 July 2023, you submitted an Electronic Personnel Action Request (NAVPERS 1306/7) requesting the following: "Back-to-back Sea duty under VSDP with SDIP-B for 36 months. If SDIP-B is not approved, I am still willing to complete a back-to-back sea duty tour." Your request was approved by cognizant authority on 27 July 2023; however, it was not signed by your detailer under "Detailer Action."







You requested SDIP-B for 48 months due to your detailer failing to submit the SDIP request prior to posting you to orders; the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that in accordance with PDM 002-21, requests for SDIP-B must be submitted to your detailer 14 to 16 months prior to PST completion date/PRD, whichever occurs later. Your PRD was May 2024. On 21 July 2023, within 10 months of your PRD, you submitted NAVPERS 1306/7 requesting the following: "Back-to-back Sea duty under VSDP with SDIP-B for 36 months. If SDIP-B is not approved, I am still willing to complete a back-to-back sea duty tour." The Board determined that although the request was prior to your receipt of BUPERS order: 2513 and it appears that your detailer took no action, you were not eligible for SDIP-B because you did not submit your request within the required timeframe. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

