

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]
[REDACTED]

- b. On 28 April 2017, Petitioner got married.
- c. On 11 May 2017, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 5 June 2017 for duty.
- d. On 10 November 2017 Petitioner reenlisted for 6 years with an EAOS of 9 November 2023 and received a Zone A SRB.
- e. On 21 December 2018, Petitioner's first dependent child was born.
- f. In May 2020, Petitioner was awarded Navy Enlisted Classification (NEC) N15S.
- g. 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 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.
- h. In accordance with reference (c), FY21 SRB Award Plan (N13SRB 002/FY21), a Zone "B" SRB with an award level of 8.5 (\$100,000 award ceiling) for the MMN(SS)/N15O/S, rate/NEC was listed.
- i. On 16 February 2021, Petitioner was issued official change duty orders (BUPERS order: 0471) with required obligated service to June 2024, while stationed in [REDACTED] with an effective date of departure of May 2021. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 16 June 2021 with a Projected Rotation Date of June 2024. Obligated service to June 2024 is required for this assignment which may be satisfied by reenlistment or extension of enlistment. Circumstances such as potential monetary loss under critical skills bonus or SRB, refer to MILPERSMAN 1306-106 para 4. Use of NAVPERS 1070/613 only authorized for SRB eligible sailors.
- j. On 26 March 2021, Petitioner was issued official modification to change duty orders (BUPERS order: 0471) with required obligated service to August 2024, while stationed in [REDACTED] with an effective date of departure of July 2021. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 18 August 2021 with a Projected Rotation Date of August 2024. Obligated service to August 2024 is required for this assignment which may be satisfied by reenlistment or extension of enlistment. Circumstances such as potential monetary loss under critical skills bonus or SRB, refer to MILPERSMAN 1306-106 para 4. Use of NAVPERS 1070/613 only authorized for SRB eligible sailors.
- k. On 1 June 2021, Navy Standard Integrated Personnel System (NSIPS)/Electronic Service Record (ESR) shows a 9-month agreement to extend enlistment with an SEAOS of 9 August 2024.

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l. On 19 July 2021, Petitioner's Master Military Pay Account shows that Petitioner's Submarine Pay stopped.

m. On 19 July 2021, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 17 August 2021 for temporary duty.

n. In accordance with reference (d) (9 August 2021), FY21 SRB Award Plan (N13SRB 005/FY21), a Zone "B" SRB with an award level of 8.5 (\$100,000 award ceiling) for the MMN(SS)/N15O/S, rate/NEC was listed.

o. On 26 August 2021, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 27 August 2021 for duty.

p. On 5 October 2021, Petitioner entered Zone B.

q. On 3 August 2022, Petitioner's second dependent child was born.

r. On 7 June 2024, Petitioner's Benefits for Education Administrative Service Tool listed no dependents.

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 16 February 2021, Petitioner was issued BUPERS order: 0471 with required obligated service to June 2024. At that time, a Zone B SRB was authorized in accordance with reference (c), however Petitioner was still in Zone A. On 26 March 2021, Petitioner was issued official modification to BUPERS order: 0471 with required obligated service to August 2024. On 1 June 2021, NSIPS/ESR shows a 9-month agreement to extend enlistment to meet the OBLISERV. On 5 October 2021, Petitioner entered Zone B. The Board determined that Petitioner should have signed a NAVPERS 1070/613 vice extension of enlistment. On 10 October 2021, Petitioner would have been eligible to reenlist for 4 years and receive a Zone B SRB. Furthermore, Petitioner would have been eligible to transfer his education benefits to his dependents if he so chooses.

RECOMMENDATION

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

Petitioner's 9-month agreement to extend enlistment (NAVPERS 1070/621) operative on 10 November 2023 is null and void.

Petitioner executed an Administrative Remarks (NAVPERS 1070/613) on 1 June 2021 agreeing to extend enlistment for 9 months for OBLISERV to August 2024.

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Petitioner was discharged 9 October 2021 and reenlisted on 10 October 2021 for a term of 4 years.

Note: This change will entitle Petitioner to a Zone “B” SRB with an award level of “8.5” (\$100,000 award ceiling) for the MMN(SS)/N15S, rating/NEC. Remaining obligated service to 9 November 2023 will be deducted from SRB computation. Additionally, Navy Personnel Command is authorized to align transfer of education benefits with the 10 October 2021 reenlistment upon Petitioner’s request. Furthermore, that any other entries affected by the Board’s recommendation be corrected.

The Board for Correction of Naval Records (BCNR) will not take any action with the Defense Finance and Accounting Service (DFAS) for the SRB payment. Petitioner’s SRB payment will not be funded by the BCNR’s Claims Line of Accounting (LOA). [REDACTED] at N133D has secured funding via unexecuted SRB funds and will use their LOA to pay the SRB payment, and will coordinate directly with the DFAS to determine Petitioner’s incentive. Contact the Assistant Nuclear Enlisted Program Manager, N133D, [REDACTED] [REDACTED]. concerning SRB payment.

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.

6/14/2024

[REDACTED]