

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

- b. On 7 October 2016, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 7 October 2016 for duty.
- c. On 6 September 2017, Petitioner got married.
- d. On 20 October 2017, Petitioner reenlisted for 6 years with an EAOS of 19 October 2023 and received a Zone A SRB.
- e. On 14 July 2018, Petitioner's dependent child was born.
- f. In November 2018, Petitioner was awarded Navy Enlisted Classification (NEC) N15S.
- g. In February 2020, Petitioner was awarded NEC N33Z.
- h. On 24 February 2020, Petitioner was issued official change duty orders (BUPERS order: 0550), while stationed in [REDACTED] with an effective date of departure of July 2020. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 19 August 2020 with a Projected Rotation Date (PRD) of August 2023.
- i. 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.
- j. In accordance with reference (c), FY20 SRB Award Plan (N13SRB 003/FY20), a Zone "B" SRB with an award level of 8.5 (\$100,000 award ceiling) for the MMN(SS)/N150/S rate/NEC was listed.
- k. On 29 June 2020, Petitioner was issued official modification to change duty orders (BUPERS order: 0550) with required obligated service to February 2024, while stationed in [REDACTED] with an effective date of departure of January 2021. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 19 February 2021 with a PRD of February 2024. Obligated service to February 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.
- l. On 18 August 2020, Petitioner entered Zone B.
- m. In accordance with reference (d), FY20 SRB Award Plan (N13SRB 004/FY20), a Zone "B" SRB with an award level of 8.5 (\$100,000 award ceiling) for the MMN(SS)/N150/S rate/NEC was listed.

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n. On 20 December 2020, Petitioner was issued official modification to change duty orders (BUPERS order: 0550) with required obligated service to April 2024, while stationed in [REDACTED] with an effective date of departure of March 2021.

Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 14 April 2021 with a PRD of April 2024. Obligated service to April 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.

o. On 12 January 2021, Petitioner signed an agreement to extend enlistment for 6 months with a SEAOS of 19 April 2024 in order to extend to incur sufficient obligated service to execute BUPERS order 0550.

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

q. On 19 March 2021, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 14 April 2021 for duty.

r. In October 2023, Petitioner was awarded NEC N59X.

s. On 13 October 2023, Petitioner was issued official change duty orders (BUPERS order: 2863), while stationed in [REDACTED] with an effective date of departure of October 2023. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 19 October 2023 with a PRD of January 2024.

t. On 24 October 2023, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 24 October 2023 for duty.

u. On 4 December 2023, Petitioner was issued official separation orders (BUPERS order: 3383) while stationed in [REDACTED] with an effective date of departure of April 2024. Petitioner's place elected for travel: [REDACTED] with an actual date of separation of 19 April 2024.

v. On 29 March 2024, Navy Standard Integrated Personnel System (NSIPS)/Electronic Service Record (ESR) shows a 3-month agreement to extend enlistment with an SEAOS of 19 July 2024.

w. On 5 April 2024, Petitioner's Benefits for Education Administrative Service Tool listed no dependents.

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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 24 February 2020, Petitioner was issued BUPERS order: 0550 requiring no obligated service. On 29 June 2020, Petitioner was issued official modification to BUPERS order: 0550 with required obligated service to February 2024. At that time, a Zone B SRB was authorized in accordance with reference (c), however Petitioner was still in Zone A. Petitioner did not obligate service. On 18 August 2020, Petitioner entered Zone B. On 28 December 2020, Petitioner was issued official modification to BUPERS order: 0550 with required obligated service to April 2024. On 12 January 2021, Petitioner signed an agreement to extend enlistment for 6 months to meet the OBLISERV. The Board determined that Petitioner could have reenlisted once he entered Zone B in accordance with reference (b). On 20 August 2020, Petitioner would have been eligible to reenlist for 4 years and receive a Zone B SRB. Furthermore, he 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 6-month agreement to extend enlistment (NAVPERS 1070/621) executed on 12 January 2021 is null and void.

Petitioner's 3-month agreement to extend enlistment (NAVPERS 1070/621) operative on 20 April 2024 is null and void.

Petitioner was discharged 19 August 2020 and reenlisted on 20 August 2020 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 19 October 2023 will be deducted from SRB computation. Additionally, Navy Personnel Command is authorized to align transfer of education benefits with the 20 August 2020 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, [REDACTED] [REDACTED] concerning SRB payment.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

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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.

4/15/2024

[REDACTED]