

DEPARTMENT OF THE NAVY

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

> Docket No. 3541-24 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 24 October 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 N130/24U0446 of 20 May 2024, which was previously provided to you for comment and your response to the opinion.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

On 14 January 2021, you were issued official change duty orders (BUPERS order: 0141) v	vith
required obligated service to April 2023, while stationed in	ith an
effective date of departure of March 2022. Your ultimate activity was	
for duty with an effective date of arrival of 28 February 2021 with a projected	f
rotation date (PRD) of April 2023. Account Category Code (ACC): 100. On 12 February	2021
you transferred from and arrived to on 12 February 2021	for
duty.	

In accordance with Policy Decision Memorandum (PDM) 002-21: Sea Duty Incentive Pay (SDIP) Program of 25 October 2021, (2) SDIP-Curtailment (SDIP-C). Qualified Sailors

voluntarily curtail shore duty assignments by a minimum of six months prior to their original PRD to return to sea duty. Minimum activity tour lengths apply. However, approved Sailors will receive the incentive pay based only on the number of months their shore duty was curtailed. Only in rare, case-by-case determination, will Sailors be eligible for SDIP-C before first meeting the minimum activity tour length requirements established by MILPERSMAN Articles 1300 and 1306. Upon approval for SDIP-C, 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.

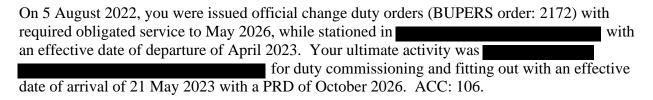
Although Sailors serving onboard pre-commissioned or non-activated ships in account Category code (ACC) 106 earn credit toward fulfilling their PST, SDIP is only payable to Sailors permanently assigned to a unit with an ACC-100 status. Sailors permanently serving onboard pre-commissioned or non-activated ships in ACC- 106 are not eligible for SDIP, however they may apply for SDIP orders to serve onboard fully commissioned units or qualifying assignments designated as ACC-100 and earn SDIP once their PST is complete.

The Sailor must be approved lor SDIP, via Navy Message, prior to being selected and posted lor follow-on PCS transfer orders. Once selected and posted to a billet, the Sailor is no longer eligible for SD1P. If a Sailor is posted to a billet and then subsequently received modified orders to an SDIP eligible billet, PERS-40DD may approve an SD1P request submitted by that Sailor based on the needs of the Navy.

Specific eligibility requirements lor the SDIP-B, SDIP-C and SDIP-E: (2) SDIP-C. The Sailor must be serving in a permanent shore duty assignment that is designated as shore duty lor purposes of rotation (in line with MILPERSMAN 1306-102 of reference (f)) Their rating and pay grade must be listed on the current SDIP Eligibility Chart.

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: Submit the SDIP application to the rating detailer within the following timelines:

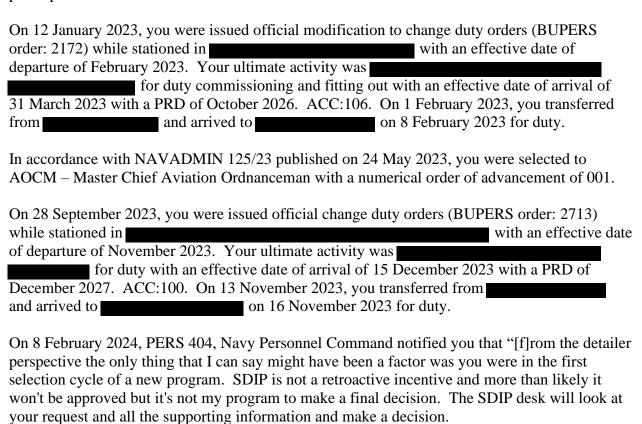
SDIP-C requests must be received by the detailer 6 to 9 months prior to desired detachment date. Sailors may curtail shore duty assignments by a minimum of 6 months prior to their original PRD.



In accordance with NAVADMIN 261/22 published on 22 November 2022, this NAVADMIN announces the Navy's new Senior Enlisted Marketplace (SEM) for Active Component (AC) Sailor advancement to master chief. This is the first phase in a process that will ultimately

include all chief petty officers and is a fundamental change in how the Navy advances senior enlisted leaders. In this first phase, all eligible E-8s, with the exception of those listed in paragraph 2, will be screened (not selected) by an E-9 board. Those who successfully screen will not be automatically advanced but will be given the opportunity to apply for an E-9 position. To advance to E-9, successfully screened E-8s must be matched to an E-9 position via MyNavy Assignment (MNA), obligate to serve the prescribed tour length, complete any in-route training, and actually report to the E-9 billet. In line with reference (a), candidates must have their commanding officer's recommendation to advance and must meet normal time in rate requirements.

In accordance with NAVADMIN 277/22 published on 9 December 2022, this NAVADMIN provides guidance for fiscal year 2024 AC command master chief (CMDCM), master chief petty officer (E-9), and senior chief petty officer (E-8) advancement (Cycle 257). Unless exempted per reference (a), eligible E-9 candidates will participate in the Senior Enlisted Marketplace screening board. Exempted E-9 candidates, as well as eligible CMDCM and E-8 candidates will participate in enlisted advancement selection boards.



I know it's not a lot of guidance but if it was me, I'd submit the request and a statement for the final authority to make a decision."

You requested SDIP-C for the 48 months you will be serving onboard the point, the Board in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. In accordance with PDM 002-21, SDIP-C can be paid to qualified

Sailors who voluntarily curtail shore duty assignments by a minimum of six months prior to their original PRD to return to sea duty. SDIP-C requests must be received by the detailer 6 to 9 months prior to desired detachment date. Additionally, although Sailors serving onboard precommissioned or non-activated ships in account ACC 106 earn credit toward fulfilling their PST, SDIP is only payable to Sailors permanently assigned to a unit with an ACC-100 status. You assert that you read the above statement as "[b]ecause I have my current orders to), which are ACC 100, I am entitled to SDIP because I curtailed your shore duty. If I was going to a PCU which is ACC 106, then I would not be entitled to SDIP-C because the command was not activated as of yet." However, the Board determined you were required to request SDIP-C 6 months prior to your requested detachment date. There is no evidence that you submitted a request to your detailer. Additionally, if you had requested SDIP, your request would have been denied because at that time you were assigned to ACC 106. You assert that the PDM does not state that a member must be assigned to an ACC 100 billet prior to receiving SDIP. However, the Board agreed that PDM 002-21 is clear, "Sailors permanently serving onboard pre-commissioned or non-activated ships in ACC- 106 are not eligible for SDIP." The Board understood this to mean that if you were not eligible to receive SDIP for duty in a unit with an ACC-106 status, you are not eligible to receive SDIP-C for curtailing duty from a unit with an ACC-106 status. However, your service onboard ACC 100 could make you eligible for SDIP-B or SDIP-E once your PST is complete. In this connection, the Board substantially concurred with the comments contained in the aforementioned 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.

