



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

[REDACTED]  
Docket No. 3653-24  
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records  
To: Secretary of the Navy

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

Ref: (a) Title 10 U.S.C. § 1552  
(b) NAVADMIN 129/19, 11 Jun 19  
(c) NAVADMIN 108/20, 15 Apr 20  
(d) FY21 SRB Award Plan (N13SRB 003/FY21), 19 Feb 21

Encl: (1) DD Form 149 w/attachments  
(2) Advisory opinion by OCNO N133D, 28 Sep 23  
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to cancel operative/non-operative extension and show that Petitioner reenlisted on 5 March 2021 for 3 years and was eligible for and received a Zone B Selective Reenlistment Bonus (SRB).

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 16 July 2024 and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies.

3. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. On 5 February 2014, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 4 February 2018 and Soft EAOS (SEAOS) of 4 February 2020; "[t]raining in the Nuclear Field Program and advancement to E4 per MILPERSMAN Articles 1160-040 and 1510-030. I understand that this extension becomes binding upon execution, and thereafter may not be cancelled, except as set forth in MILPERSMAN Article 1160-040. In particular, I understand that when I accept advancement to E4, 12 months of this agreement may not be cancelled whether or not I complete Nuclear Power or Advanced Training."

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b. In February 2016, Petitioner was awarded Navy Enlisted Classification (NEC) N25O.

c. On 29 January 2016, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 29 February 2016 for duty.

d. On 2 December 2016, Petitioner reenlisted for 6 years with an EAOS of 1 December 2022 and received a Zone A SRB.

e. In accordance with reference (b) (11 June 2019), this NAVADMIN announced revised SRB award levels and reenlistment policy for Active Duty and Full Time Support, updates to the pay for performance pilot (a Sailor 2025 initiative) and changes to how future SRB award levels will be announced. SRB award levels and reenlistment policy listed in this NAVADMIN superseded those contained in NAVADMIN 129/19. Sailors must have reenlisted within 270-days of their EAOS, except in the following cases: Nuclear-trained Sailors. Commands were required to submit SRB reenlistment requests to BUPERS-328 via Officer Personnel Information System or Navy Standard Integrated Personnel System 35 to 120 days in advance of the requested reenlistment date of the Sailor. Requests submitted less than 35 days prior to the requested reenlistment date would be rejected. However, commands may contact BUPERS-328 for waiver eligibility and procedures. Sailors must have had an approved SRB request before reenlisting. Furthermore, a Zone "B" SRB with an award level of 5.5 (\$100,000 award ceiling) for the MMN(SW)/N25O rate/NEC was authorized.

f. On 15 July 2019, Petitioner was issued official change duty orders (BUPERS order: 1969) with required obligated service to March 2023, while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of February 2020. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 15 March 2020 with a Projected Rotation Date of March 2023. Obligated service to March 2023, 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.

g. On 1 August 2019, Navy Standard Integrated Personnel System (NSIPS)/Electronic Service Record (ESR) shows a 3-month agreement to extend enlistment with an SEAOS of 1 March 2023.

h. On 5 February 2020, Petitioner entered Zone B.

i. On 28 February 2020, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 9 March 2020 for duty.

j. In accordance with reference (c), 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.

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[REDACTED]

k. In accordance with reference (d), FY21 SRB Award Plan (N13SRB 003/FY21), a Zone "B" SRB with an award level of 7.5 (\$100,000 award ceiling) for the MMN(SW)/N25O/S, rate/NEC was listed.

l. On 13 October 2022, Petitioner was issued an Abbreviated Medical Evaluation Board Report (AMEBR) due to Placement on LIMDU while simultaneously being processed by local MEB Providers for referral into DES-PEB to reach Medical Determination Point Criteria (MRDP).

m. On 6 June 2024, Petitioner was issued official retirement orders (BUPERS order: 1584), while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of June 2024 from Temporary Duty Pending Separation. Petitioner's home of selection: Deferred with an effective date of retirement 25 June 2024.

n. Petitioner retired with an Honorable character of service and was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 5 February 2014 to 24 June 2024 due to Disability, Permanent.

## 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 15 July 2019, Petitioner was issued BUPERS order: 1969 with required obligated service to March 2023. At that time, a Zone B SRB was authorized in accordance with reference (b), however, Petitioner was still in Zone A. On 1 August 2019, NSIPS/ESR shows a 3-month agreement to extend enlistment to meet the OBLISERV. On 5 February 2020, Petitioner entered Zone B. The Board determined that Petitioner should have signed a NAVPERS 1070/613 vice extension of enlistment. On 5 March 2021, Petitioner would have been eligible to reenlist for 3 years and receive a Zone B SRB.

## RECOMMENDATION

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

Petitioner's 3-month agreement to extend enlistment (NAVPERS 1070/621) operative on 2 December 2022 is null and void.

Petitioner executed an Administrative Remarks (NAVPERS 1070/613) on 1 August 2019 agreeing to extend enlistment for 3 months for OBLISERV to March 2023.

Petitioner was discharged 4 March 2021 and reenlisted on 5 March 2021 for a term of 3 years.

Note: This change will entitle Petitioner to a Zone "B" SRB with an award level of "7.5" (\$100,000 award ceiling) for the MMN(SW)/N25O, rating/NEC. Remaining obligated service to 1 December 2022 will be deducted from SRB computation. Furthermore, that any other entries affected by the Board's recommendation be corrected.

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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). LT [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, LT [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.

7/25/2024

