



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

[REDACTED]
Docket No. 4362-24
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) COMNAVCRUITCOM msg 242338Z Sep 20

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by NRC, 16 Jun 24
(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 establish entitlement to the Loan Repayment Program (LRP).

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 12 December 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. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. In accordance with reference (b), any future Sailor initially classified or reclassified on or after 24 September 2020 in the Special Warfare Operator/Advanced Technical Field rating/programs that shipped October through September of any fiscal year were eligible for LRP up to \$65,000. The post accession policy specified all Sailors with LRP in their contract, regardless of delayed entry program or active duty service date, are eligible. The Sailor must access to Active Component and have LRP listed as a guarantee in their current Annex to DD Form 4 (Enlistment Guarantee/NAVCRUIT 1133/52) in order to maintain eligibility. For post-accession inquiries, the LRP Manager is responsible to determining LRP eligibility.

b. On 16 October 2020, Petitioner enlisted in the Naval Reserve for a term of 8 years of which 4 years is considered an active duty obligation. NAVCRUIT 1133/52, Enlistment Guarantees – Annex "A" listed Advanced Technical Field Special Warfare Operator (ATF/SO

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6YO) Challenge Program that required a voluntary extension for 24 months; Enlistment Bonus for Physical Screening Test (EBSPT) - \$2,000 Bonus; and Enlistment Bonus for Source Rate (EBSR) for \$18,000. Active Duty Service Date: 13 July 2021.

c. On 3 November 2020, Petitioner and Navy Recruiting Official signed NAVCRUIT 1133/75, Statement of Understanding for Loan Repayment Program.

d. On 7 June 2021, Petitioner's transcript from [REDACTED] indicated that he earned 135.00 semester hours at the end of Spring 2021 semester.

e. On 21 June 2021, Petitioner issued Secret clearance.

f. On 13 July 2021, Petitioner entered active duty.

g. On 17 September 2021, Petitioner completed Recruit Basic Military Training.

h. On 21 January 2022, "Disenrollment from BUDS/SWCC Pipeline" NAVPERS 1070/613, Administrative Remarks was uploaded to Petitioner's electronic service record indicating, "Member voluntarily dropped from BUDS training class 352 on 19 JAN 22"...Completed 17 weeks of "under instruction training." No additional OBLISERV for completion of training required."

i. On 25 February 2022, Petitioner reclassified and signed NAVCRUIT 1133/52, Enlistment Guarantees – Annex "B" listing Advanced Technical Field Navy Diver (ATF/ND 6YO) Challenge Program that required a voluntary extension for 24 months.

j. On 4 November 2022, Petitioner reported to his first permanent duty station at [REDACTED] for duty.

k. On 16 November 2022, Petitioner advanced to ND3/E-4 as a result of completing Class "A" School.

l. On 19 September 2023, Petitioner signed DD Form 2474, DOD Educational Loan Repayment (LRP) Annual Applications totaling \$5,500. On 4 December 2023, [REDACTED] Certifying Officer signed the form verifying the information was correct and current.

m. On 16 June 2024, Petitioner advanced to ND2/E-5.

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 error warranting the following corrective action. Petitioner met the eligibility criteria for LRP in accordance with reference (b). However, because LRP was not annotated on the Petitioner's Annexes "A" and "B," he was deemed ineligible to receive the incentive. Although proper administrative requirements were not completed, the Board determined that under this circumstance, relief is warranted.

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RECOMMENDATION

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

Petitioner's NAVCRUIT 1133/52, Enlistment Guarantee – Annex "A" to DD Form 4 dated 16 October 2020 is amended to reflect Option 4: "Loan Repayment Program – Up to \$65,000."

Petitioner's NAVCRUIT 1133/52, Enlistment Guarantee – Annex "B" to DD Form 4 dated 16 October 2020 is amended to reflect Option 2: "Loan Repayment Program – Up to \$65,000" vice "N/A."

Petitioner competed and submitted all required Loan Repayment Program documents to cognizant authorities in a timely manner. Note: To complete the process, Petitioner must contact the Navy Recruiting Command LRP Program Manager at cnrc_lrp-eb@navy.mil with contact information to include address, email and phone numbers, lender signed copies of the DD Form 2475 and a copy of this Board for Correction of Naval Record decision letter for processing into the LRP.

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 titled 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.

1/3/2025

[REDACTED]

Deputy Director

Signed by: [REDACTED]