



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

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Docket No. 5104-24
Ref: Signature Date

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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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. 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 Headquarters, U.S. Marine Corps memorandum 5420 MMEA of 14 May 2024, which was previously provided to you for comment.

On 21 August 2013, you enlisted in the U.S. Marine Corps Reserve for 8 years with an Expiration of Obligated Service of 20 August 2021. On 22 April 2014, you were assigned to component code K1 (ENLISTED RES ON IADT AND/OR ELST). You were released from active duty for training with an honorable character of service and were issued a DD Form 214, Certificate of Release or Discharge from Active Duty for the period of 22 April 2014 to 11 December 2014 upon completion of required active service. On 12 December 2014, you were assigned to component code K4 (ENLISTED RES NPS OBLIGOR 6 YR ACDU & IDT). On 15 September 2015, you were assigned to component code B-1 RES OFF/ENL ORDERED TO ACTIVE DUTY TO PROVIDE FTS [Full Time Support].

On 29 October 2020, your First Term Active Duty PSEP was submitted requesting a 60-month reenlistment in PMOS 0211 with Zone B Selective Retention Bonus (SRB) in accordance with MARADMIN 376/20. SNCOIC Comments: "SNM has been approved for conditional release

from AR program.” Your request was approved by HQMC on 27 January 2021. Approved MOS was 0211. On 14 December 2020, you entered Zone B. On 11 February 2021, you reenlisted for 5 years with an End of Current Contract of 10 February 2026. The following remarks were listed: “I understand that this reenlistment contract is contingent upon my successful completion of the training requirements for MOS 0211. Should I fail to complete the training requirements for MOS 0211, I may be administratively separated from the Manne Corps.” Furthermore, you were assigned to component code 11 (USMC (OFF/ENL)). On 11 February 2021, you were assigned ADMOS2 5711. On 31 January 2022, you were assigned PMOS 0211. On 1 March 2022, you were promoted to Staff Sergeant/E-6. On 4 August 2023, you were assigned ADMOS1 8023.

You requested a Zone B SRB for lateral move to PMOS 0211, the Board in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that in accordance with the RELM, you were a reserve member requesting a reenlistment in the active component. On 11 February 2021, you reenlisted for 5 years in the active component. In accordance with MARADMIN 376/20, Prior service Marines with less than a 4-year break in service between regular component contracts may be eligible to receive a Broken Service SRB (BSSRB), if available. The Board determined that did not meet criteria for the BSSRB because you had not previously served on contract as a member of the regular component. 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.

Sincerely,

11/4/2024

