

DEPARTMENT OF THE NAVY

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

> Docket No. 5965-24 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

XXX XX USMC

Ref: (a) Title 10 U.S.C. § 1552

(b) MARADMIN 278/23, 31 May 23

Encl: (1) DD Form 149 w/attachments

- (2) Advisory opinion by HQMC memo 5420 MMEA, 17 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 show Petitioner was eligible for and received the maximum Fiscal Year 2024 (FY24) Zone "B" Selective Retention Bonus (SRB).
- 2. The Board, consisting of _____, and ____ reviewed Petitioner's allegations of error and injustice on 24 September 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 23 March 2015, Petitioner entered active duty and was assigned Primary Military Occupational Specialties (PMOS) 0231 on 6 November 2015; assigned ADMOS1 0933 on 28 July 2017 and assigned ADMOS2 0931 on 5 June 2018.
- b. On 21 August 2019, Petitioner reenlisted for 4 years and 8 months with an Expiration of Current Contract (ECC) of 20 April 2024.
 - c. On 23 March 2021, Petitioner entered Zone B.
 - d. On 1 March 2022, Petitioner was promoted to Staff Sergeant/E-6.

- e. On 8 March 2023, Petitioner signed an agreement to extend enlistment for 15 months with an End of Active Service (EAS) of 20 July 2025 for obligated service for assignment to Monitored Command Codes (MCC) U18 and transferred from MCC 226 on 16 May 2023.
- f. In accordance with reference (b), this MARADMIN announces the SRB Program, and the Broken Service SRB Program authorized for the FY24 retention campaign which begins 1 June 2023. Marines with an ECC from 1 October 23 to 30 September 24 are encouraged to thoroughly review the contents of this MARADMIN.

Zone B applies to those active component Marines with 6 to 10 years of active military service. Marines with exactly 10 years of active service on the date of reenlistment may be paid a Zone B PMOS bonus if they have not previously received a Zone B PMOS bonus. Furthermore, a Zone "B" SRB for MOS 0231, E-6 & above, which is capped at \$32,400 for 48 months of additional obligated service was authorized.

- g. On 20 June 2023, Petitioner joined MCC U18 for duty.
- h. On 17 April 2024, Petitioner's Careerist Active-Duty Reenlistment request was submitted and approved by Headquarters, U.S. Marine Corps (HQMC) on 22 April 2024. Petitioner's PMOS was 0231.
- i. On 17 April 2024, Petitioner signed an agreement to extend enlistment for 4 months with an EAS of 20 August 2024 in accordance with FY24 retention guidelines.
- j. On 18 April 2024, Petitioner signed an agreement to extend enlistment for 11 months with an EAS of 20 July 2025 for obligated service for assignment to MCC U18.
- k. On 3 May 2024, Petitioner reenlisted for 4 years and 4 months with an ECC of 2 September 2028.

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. The Board concluded that on 17 April 2024, Petitioner submitted a request for a 48-month reenlistment to HQMC. Additionally, on 17 and 18 April 2024, an attempt was made to split Petitioner's 15-month extension into 4 month and 11-month extensions. On 21 April 2024 Petitioner's extension became operative. On 22 April 2024, Petitioner was approved for reenlistment and reenlisted on 3 May 2024 for 4 years and 4 months. Petitioner's contract was erroneously calculated, and it did not cover the 48-month obligation required to receive the maximized Zone B Selective Retention Bonus for PMOS 0231. The Board determined that Petitioner's extension should not have been split up for the purpose of reenlistment, however HQMC has favorably endorsed Petitioner's request. Therefore, Petitioner's reenlistment contract should be backdated to 20 April 2024, prior to his 15-month extension becoming operative.

RECOMMENDATION

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

The 4-month agreement to extend enlistment (NAVMC 321A) executed on 17 April 2024 is null and void.

The 11-month agreement to extend enlistment (NAVMC 321A) executed on 18 April 2024 is null and void.

Petitioner was discharged and reenlisted on 19/20 April 2024 vice on 2/3 May 2024. for a term of 4 years and 1 month vice 4 years and 4 months.

Note: This change will entitle the member to a Zone "B" SRB for MOS 0231, E-6 & above, which is capped at \$32,400 for 48 months of additional obligated service was authorized. Remaining obligated service to 20 April 2024 will be deducted from SRB computation.

Note: The Board for Correction of Naval Records (BCNR) will <u>not</u> take any action with the Defense Finance and Accounting Service for the SRB payment. Petitioner's SRB payment will <u>not</u> be funded by the BCNR's Claims Line of Accounting (LOA). HQMC will secure funding via unexecuted SRB funds and will use their LOA to pay the 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 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.

