

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 6253-24 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO, USNR,

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Ref: (a) Title 10 U.S.C. § 1552

(b) RESPERSMAN 1100-020

(c) FY23 SELRES Enlisted Recruiting and Retention Incentives Program

(d) FY24 SELRES Enlisted Recruiting and Retention Incentives Program

Encl: (1) DD Form 149 w/attachments

(2) Advisory Opinion by CNRFC (N1), 11 Jul 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 her naval record be corrected to establish entitlement to a Reserve Selective Retention Bonus (SRB).
- 2. The Board, consisting of \_\_\_\_\_, and \_\_\_\_ reviewed Petitioner's allegations of error and injustice on 7 January 2025, 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, she 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), the eligibility criteria for enlisted personnel to receive a Reserve SRB includes, the member will reenlist in the same fiscal year as their end of obligated service (EOS) and meet the SRB zone eligibility; Zone B is more than 8 years of service and up to 14-years of service from pay entry base date.
- b. Reference (c) specifies that Sailors in the Gunner's Mate (GM) rate that reenlisted for 6-years within Zone A and Zone B were eligible for a Tier 3, \$10,000 SRB with an initial payment of \$5,000 and five anniversary payments of \$1,000. Reference (d) superseded reference (c) effective 2 November 2023.

- c. Petitioner served on active duty from 19 January 2010 to 6 August 2020.
- d. On 7 August 2020, Petitioner enlisted in the Navy Reserve for 4-years; EOS 6 August 2024.
  - e. On 1 February 2021, Petitioner executed Active Duty for Special Works (ADSW) orders.
- f. On 8 September 2023, Petitioner signed NAVRES Incentive Agreement 1-3, Written Agreement for the Navy Reserve Reenlistment/Extension Bonus for the GM rating and 6-year reenlistment. By signing this written agreement, Petitioner acknowledged that final determination of bonus eligibility resides with Commander, Navy Reserve Forces Command.
  - g. On 8 September 2023, Petitioner reenlisted for 6-years; EOS 7 September 2029.
- h. On 2 April 2024, Petitioner was released from ADSW and transferred back to the Navy Reserve in a Selected Reserve status.
- i. In the advisory opinion, attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request to receive an SRB does not have merit unless the contract date is changed within the same fiscal year as her previous EOS.

## **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 had Petitioner received suitable counseling, she would have waited to reenlist within the same fiscal year as her previous EOS. Therefore, the Board determined that under this circumstance, relief is warranted.

## RECOMMENDATION

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

Petitioner's NAVPERS 1070/601, Immediate Reenlistment Contract dated 8 September 2023 is amended to reflect reenlistment on "23 October 2023" vice "8 September 2023" for 6 years.

This change will entitle Petitioner to a Tier 3, \$10,000, Zone B Reserve SRB in accordance with reference (c). Note: Any other entries affected by the Board's recommendation is authorized correction.

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.

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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.

	1/17/2025
Deputy Director	
Signed by:	