

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 6942-24 Ref: Signature Date

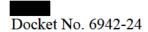


This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 19 December 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 Chief of Naval Personnel memorandum of which was previously provided to you for comment.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested approval of Sea Duty Incentive Pay (SDIP-B) for 36 months for back-to-back sea duty, the Board in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded that there is evidence that you attempted to request permission to conduct back-to-back sea duty as authorized by MILPERSMAN 1306-141 Voluntary Sea Duty Program and to receive SDIP-B in June 2022. At that time, your projected rotation date was August 2023, and you were within the 14-16 month window for submission in accordance with Policy Decision Memorandum (PDM) 002-21 and there is no evidence that your detailer forwarded your request to PERS-40DD as required in PDM 002-21. Additionally, the emails you provided show that you were working to co-locate with your active-duty spouse. These negotiations took you outside the submission



window to request SDIP-B. On 20 January 2023, you were issued BUPERS orders and on 9 February 2023 your request for SDIP-B was denied because you had already received follow on orders and were no longer eligible. In accordance with PDM 002-21, once selected and posted to a billet, the Sailor is no longer eligible for SDIP. 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.

