



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

[REDACTED]
Docket No. 7013-24
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) COMNAVCRUITCOM msg 152123Z Jun 23

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by NRC, 5 Sep 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 rescind Enlistment Bonus for Shipping (EBSHP) indebtedness.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 16 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, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. Reference (b) applied to future Sailors initially classified or reclassified (change in program, rate, or ship date) on or after 18 June 2023. Active Component recruits in the Nuclear Field (NF) rating that shipped August through September 2023 were eligible for \$25,000 EBSHP. EBSHP is earned and payable upon graduation of Recruit Training Command (RTC) and may not be recouped due to reclassification or separation. Eligibility Policy: Navy Recruiting Command classifiers must list the EBSHP separately on the Enlisted Guarantee (NAVCRUIT 1133/52). Future Sailors must have an Armed Forces Qualification Test (AFQT) score greater than or equal to 31 to be eligible for EBSHP.

b. On 6 February 2023, Petitioner enlisted in the Naval Reserve for a term of 8 year of which 4 year was considered an active duty obligation. NAVCRUIT 1133/52, Enlistment Guarantees - Annex "A" – listed Culinary Specialist - Submarine (CSS/5YO) Class "A" School (SUBVOL)

Subj: REVIEW OF NAVAL RECORD [REDACTED]

[REDACTED], USN, XXX-XX-[REDACTED]

Guarantee (T+X) that required a voluntary 12-month extension; and Enlistment Bonus for High School (EBHS) - \$10,000 Bonus. Petitioner's DD Form 1966, Record of Military Processing reflects AFQT score of 98 and Active Duty Service Date (ADSD) of 10 July 2023.

c. On 6 July 2023, Petitioner reclassified and issued NAVCRUIT 1133/52, Enlistment Guarantees - Annex "B" that list Nuclear Field (NF 6YO); Enlistment Bonus for Source Rate (EBSR) - \$50,000 Bonus; and Enlistment Bonus for Shipping (EBSHP) - \$25,000 Bonus. ADSD: 28 August 2023.

d. On 28 August 2023, Petitioner entered active duty.

e. On 9 November 2023, Petitioner completed Recruit Basic Military training and Petitioner's Master Military Pay Accounting record reflects \$25,000 enlistment bonus was processed for payment.

f. On 27 December 2023, Bureau of Medicine and Surgery found Petitioner did not meet established physical standards and recommend he not be retained for active enlisted service.

g. On 29 January 2024, Petitioner issued NAVPERS 1910/31, Administrative Separation Processing Notice for Defective Enlistments and Inductions – Erroneous Enlistment as evidence by a physical or mental condition that existed prior to entry into the Naval Service. Petitioner waived his rights and completed his response to the notification the same day.

h. On 30 January 2024, Recruit Training Command notified Navy Personnel Command of action to separate Petitioner for erroneous entry a result of medical condition that affected his potential performance of expected duties and responsibilities while on active duty and posed a risk if retained in the naval service.

i. On 31 January 2024, Petitioner issued BUPERS Order: 0314 (Official Separation Orders) with Separation Program Designator of "JFC;" Character of Service "Entry Separation;" Lump Sum Leave Authorized; and an effective date of 7 February 2024.

j. On 7 February 2024, Petitioner discharged and issued DD Form 214, Certificate of Release or Discharge from Active Duty reflecting 5 months and 10 days of active duty service; Uncharacterized Character of Service; "JFC" Separation Code; "RE-3E" Reentry Code; and Erroneous Entry for Narrative Reason for Separation.

k. On 6 May 2024, Defense Finance and Accounting Service issued an indebtedness letter for due to recoupment of unearned portion of enlistment bonus.

l. 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 has merit and warrants favorable action.

Subj: REVIEW OF NAVAL RECORD [REDACTED]

[REDACTED] USN, XXX-XX [REDACTED]

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 Petitioner met the criteria to keep the entire EBSHP in accordance with reference (b). 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 EBSHP indebtedness is rescinded in accordance with reference (b).

Note: The Defense Finance and Accounting Service will complete an audit of Petitioner's pay records to determine retroactive enlistment bonus entitlement, if any.

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.

3/10/2025

