



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

██████████
Docket No. 8652-24
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO ██████████, USN, ██████████

Ref: (a) Title 10 U.S.C. § 1552
(b) OPNAVINST 7220.14, 24 Sep 05

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by OCNO memo 7220 Ser N130C3/24U0935, 1 Nov 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 show that she was issued no cost temporary duty (TDY) orders vice Bureau of Personnel Official Change Duty Order (BUPERS Order 3202) on 16 November 2022 and that her consecutive sea-duty time counter temporarily idled while on TDY and/or leave between two qualifying sea duty tours.

2. The Board, consisting of ██████████ and ██████████ reviewed Petitioner's allegations of error and injustice on 19 December 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. In accordance with reference (b) to revise policy guidance for establishing entitlement to Career Sea Pay (CSP) and CSP Premium in fulfilling the requirements of reference (a) [37 U.S.C. 305a]. This is a new instruction representing a complete revision of previous policy and should be reviewed in its entirety.

Sea Duty for CSP Purposes versus Sea Duty for Rotation Purposes (Cumulative Sea-Duty Time) (1) Assignment to sea duty for rotation purposes does not in itself constitute either entitlement to and/or credit toward CSP for the purposes of this instruction. The member's further assignment to and service in a designated Category A or B vessel on sea

duty (per references (a)) will constitute the basic criterion for CSP entitlement and/or credit.

CSP P Premium. a. Per reference (a), CSP Premium (CSPP) is payable when the consecutive sea-duty time counter indicates more than consecutive months of sea duty and only for periods in which the member is entitled to CSP (or would have been entitled to CSP except for ineligibility due to paygrade and/or lack of cumulative sea-duty credit). Entitlement to CSP Premium begins on the first day of the 37th consecutive month of creditable sea duty in which the member was also entitled to CSP and if necessary, may be paid on a prorated day-for-day basis.

Consecutive Sea-Duty Time for CSP Premium. The consecutive sea-duty time counter is documented and maintained by the member's local disbursing or administrative officer. The counter may take any one of three movements: increase, neutral (idle), or reset to zero.

(1) Increases. The consecutive sea-duty counter increases whenever a member is serving on sea duty and receiving CSP.

(2) Neutrals (Idles). Sea-duty periods in which CSP is not received are treated as neutral or idle time for CSP Premium purposes. The consecutive sea-duty time counter temporarily idles whenever a member is in any of the following categories:...Is on proceed time, travel time, temporary duty, and/or leave while between two qualifying sea-duty tours...Is on a Permanent Change of Station (PCS) school(s) assignment(s) of less than 18 months between two qualifying sea-duty tours, if the training is necessary for the member's follow-on sea-duty assignments. "Pipeline" training schools - such as enlisted A and C schools, Officer Candidate School (OCS), Nuclear Power School, Surface Warfare Department Head Course, Submarine Officer Advanced Course, and Fleet Replacement Squadron Training - are examples of schools that qualify as neutral or idle time...

Resets to "Zero." The consecutive sea-duty counter will be reset to zero when a member does any of the following: Executes PCS orders to a normal tour of shore duty upon detachment from a qualifying sea-duty tour. Executes PCS orders to a school that promotes personal development or broad educational values. Undergraduate and postgraduate training and junior/senior staff and war colleges are examples of schools that would reset the consecutive sea-duty counter to zero. Separates from the service for more than 24 hours regardless of the program under which reenlistment may occur...

Category A CSP Vessels (Navy)...CVN...DDG...

b. Petitioner was discharged 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 12 October 2018 to 7 February 2019 upon accepting commission or warrant in same branch of service.

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c. On 8 February 2019, Petitioner was issued an Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) with a designator code of 1160 (Unrestricted Line Officer billet for an officer in training for Surface Warfare qualification) in the active U.S. Navy listing block 18 (Permanent grade) ENS, block 19 (Permanent grade date) 8 February 2019, block 20 (Present Grade) ENS, and block 21 (Present grade date) 8 February 2019. Petitioner/witness signed this form.

d. On 17 July 2019, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 18 July 2019 for duty.

e. On 27 October 2022, CNO Washington DC notified via message list of addresses that “[p]er request reference (a) [REDACTED]”, and in accordance with references (b) [NAVY ORGANIZATION CHANGE MANUAL] and (c) [NAVY STRATEGIC LAYDOWN AND DISPERSAL PLAN DIRECTIVES], [REDACTED] will shift homeport assignment from [REDACTED] to [REDACTED]

[REDACTED] homeport change shall be effective 10 November 2022, with promulgation date of 1 November 2022.”

f. On 16 November 2022, Petitioner was issued official change duty orders (BUPERS order: 3202) while stationed in [REDACTED] with an effective date of departure of November 2022. Petitioner’s ultimate activity was [REDACTED] for duty with an effective date of arrival of November 2022 with a projected rotation date (PRD) of November 2025.

g. On 22 November 2022, Petitioner transferred from [REDACTED] and arrived at [REDACTED] on 22 November 2022 for duty.

h. On 7 December 2022, Petitioner was issued official change duty orders (BUPERS order: 3412) while stationed in [REDACTED] with an effective date of departure of December 2022. Petitioner’s ultimate activity was [REDACTED] for duty under instruction with an effective date of arrival of December 2022 with a PRD of June 2023.

i. On 13 December 2022, Petitioner’s Reporting Senior signed a Regular not observed Fitness Report and Counseling Record for the period of 1 March 2022 to 22 November 2022. This was a detachment of individual. Furthermore, the following comments on Primary/Collateral/Watch-standing duties: “Leave/Transit/TEMADD: 22MAR01-22NOV22.”

j. On 30 December 2022, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 31 December 2022 for duty under instruction.

k. On 1 May 2023, Petitioner was issued official change duty orders (BUPERS order: 1223) while stationed in [REDACTED] with an effective date of departure of June 2023. Petitioner’s intermediate (01) activity was [REDACTED]

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[REDACTED] for temporary duty with an effective date of arrival of 20 June 2023. Petitioner's intermediate (02) activity was [REDACTED] for temporary duty under instruction with an effective date of arrival of 7 August 2023. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of August 2023 with a PRD of February 2026.

1. On 15 May 2023, Petitioner was issued an Officer Appointment Acceptance and Oath of Office (NAVPERS 1000/4) with a designator code of 3100 (Staff Corps Officer billet requiring Supply specialty) in the active U.S. Navy listing block 18 (Permanent grade) LT, block 19 (Permanent grade date) 1 March 2023, block 20 (Present Grade) LT, and block 21 (Present grade date) 1 March 2023. Petitioner/witness signed this form.

m. On 9 June 2023, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 20 June 2023 for duty.

n. On 3 August 2023, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 3 August 2023 for temporary duty.

o. On 17 August 2023, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 30 August 2023 for duty.

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 injustice warranting the following corrective action. The Board concluded that [REDACTED] executed homeport shift on 10 November 2022. Petitioner was on Leave/Transit/TEMADD from 1 March 2022 to 22 November 2022 while she awaited orders to [REDACTED], which was required for a change in designator. However, on 16 November 2022, Petitioner was issued official change duty orders BUPERS order: 3202 to [REDACTED] and she transferred from the ship on 22 November 2022. The Board determined that Petitioner should have been issued TDY orders on 16 November 2022 vice Official Change duty orders. In accordance with reference (b), the consecutive sea-duty time counter temporarily idles whenever a member is on proceed time, travel time, temporary duty, and/or leave while between two qualifying sea-duty tours or is on a PCS school(s) assignment(s) of less than 18 months between two qualifying sea-duty tours, if the training is necessary for the member's follow-on sea-duty assignments. Both [REDACTED] and [REDACTED] are Category A CSP Vessels (Navy) and are qualifying assignments. Furthermore, her school assignment was less than 18 months. Therefore, Petitioner's consecutive sea-duty time counter should have temporarily idled effective 22 November 2022 and should have resumed effective 30 August 2023.

RECOMMENDATION

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

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Petitioner's official change duty orders (BUPERS order: 3202) issued on 16 November 2022 is null and void.

Petitioner was issued TDY non-funded orders to [REDACTED] on 16 November 2022 for the period of 22 November 2022 to 30 December 2022.

Note: Petitioner's consecutive sea-duty counter was placed in neutral or idle time effective 22 November 2022 and resumed on 30 August 2023. Furthermore, NPC will make the proper adjustments to both CSP and CSP-P.

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.

12/23/2024

