

DEPARTMENT OF THE NAVY

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

> Docket No. 9758-24 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO, USN,

XXX-XX-

Ref: (a) Title 10 U.S.C. § 1552

(b) OPNAVINST 1160.8B, 1 Apr 19

(c) NAVADMIN 108/20, 15 Apr 20

(d) FY24 SRB Award Plan (N13SRB 002/FY24), 15 Apr 24

Encl: (1) DD Form 149 w/attachments

(2) Advisory opinion by CMSB memo 1160 Ser B328/164, 2 Oct 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's reenlistment of 31 May 2024 was executed for a term of 4 years vice 3 years, and he was eligible for and received a Selective Reenlistment Bonus (SRB).
- 2. The Board, consisting of property, 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 4 October 2017, Petitioner entered active duty with an Expiration of Active Obligated Service (EAOS) of 3 October 2021 and a Soft EAOS (SEAOS) of 3 October 2022.
- b. Reference (b) s member may receive only one SRB per zone during a career. When reenlisting for SRB, the reenlistment must take the member's new EAOS into the next SRB zone.
 - c. In March 2020, Petitioner was awarded Navy Enlisted Classification (NEC) E05A.

- d. Reference (c) announced revised SRB policy for Active Component and Full Time Support, superseding NAVADMIN 272/19. Sailors must now have reenlisted within 365 days of their EAOS (as opposed to 270 days required in NAVADMIN 272/19), except in the case of Nuclear-trained Sailors who could have reenlisted at any point in the reenlistment zone, per guidance in OPNAVINST 1160.8B.
- e. On 4 October 2022, Navy Standard Integrated Personnel System (NSIPS)/Electronic Service Record (ESR) shows a 21-month agreement to extend enlistment with an SEAOS of 3 July 2024.
 - f. On 4 October 2023, Petitioner entered zone B.
- g. Reference (d) FY24 SRB Award Plan (N13 SRB 002/FY24), a zone "B" SRB with an award level of 1.0 (\$45,000 award ceiling) for the AME rate was listed.
- h. On 9 May 2024, Petitioner signed a command career request (NPPSC 1160/1) requesting a 3-year reenlistment effective 30 May 2024, and a zone B SRB. Petitioner's request was approved by cognizant authority on 30 May 2024.
- i. On 22 May 2024, Petitioner was issued official change duty orders (BUPERS order: 1434) with required obligated service to August 2027, while stationed in with an effective date of departure of July 2024. Petitioner's ultimate activity was for duty with an effective date of arrival of 15 August 2024 with a projected rotation date of August 2027.
- j. On 30 May 2024, VAW 124 issued Petitioner an Administrative Remarks (NAVPERS 1070/613) listing the following: "Reenlisted this date for 3 years. Entitled to SRB based on AME; SRB zone B. Tho total SRB entitlement is, \$10,505.25, initial installment in the amount of \$5,102.55 anniversary installments of \$2,551.28."
 - k. On 30 May 2024, Petitioner reenlisted for 3 years with an EAOS of 29 May 2027.
- 1. On 15 July 2024, Petitioner transferred from and arrived to on 15 August 2024 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 in accordance with reference (b), when reenlisting for SRB, the reenlistment must take the member's new EAOS into the next SRB zone. On 9 May 2024, Petitioner signed NPPSC 1160/1 requesting a 3-year reenlistment effective 30 May 2024 with a zone B SRB. On 22 May 2024, Petitioner was issued BUPERS order: 1434 with required obligated service to August 2027. At that time, a zone B SRB was authorized in accordance with reference (d). On 30 May 2024, Petitioner reenlisted for 3 years and was approved for a zone B SRB. However, Petitioner's SRB was cancelled because the reenlistment

did not take him into zone C. The Board determined that Petitioner should have been advised to reenlist for 4 years vice 3 for the SRB eligibility.

RECOMMENDATION

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

Petitioner's immediate reenlistment contract (NAVPERS 1070/601) executed on 30 May 2024 was for a term of 4 years vice 3 years.

Note: This change may entitle the member to a zone "B" SRB with an award level of 1.0 (\$45,000 dollar award ceiling) for the AME rate. Remaining obligated service to 3 July 2024 will be deducted from SRB computation.

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.

