



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

██████████
Docket No. 10363-24
Ref: Signature Date

██████████
██████████
██████████

Dear ██████████,

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 3 April 2025. 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 Headquarters, U.S. Marine Corps memorandum 1070 MPO of 10 December 2024, 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.

Your Pay Entry Base Date (PEBD)/Armed Forces Active-Duty Base Date is 4 September 2012. On 23 January 2018, you enrolled in the Blended Retirement System (BRS).

In accordance with Marine Corps Bulletin 1800 published on 15 June 2021, BRS Policy, on 27 January 2017, the Office of the Secretary of Defense providing guidance for the implementation of the BRS. Department of the Navy guidance was issued on 26 April 2017 in the Assistant Secretary of the Navy for Manpower and Reserve Affairs Memorandum, Implementation of the BRS, April 26, 2017.

Marines entering service prior to 1 January 2018 were automatically grandfathered into the legacy retirement system. Those with less than 12 years of service (YOS) in the Active Component or 4,320 retirement points in the Reserve Component on 31 December 2017 had the option to opt-in to the BRS between 1 January 2018 and 31 December 2018. Marines who enter service on or after 1 January 2018 are automatically enrolled in the BRS.

Continuation Pay (CP). Marines who are covered under the BRS are eligible to receive a one-time mid-career incentive payment, CP, in exchange for an agreement to perform additional obligated service.

Active Component or Active Reserve. CP is available to Marines at 12 YOS as computed from their PEBD, contingent upon an agreement to serve an additional four (4) years. Marines issued orders to separate from the Marine Corps are not eligible to receive CP.

In accordance with MARADMIN 638/22 published on 8 December 2022, announced the BRS-CP Program for Calendar Year (CY) 2024. Only Marines enrolled in the BRS are eligible to receive CP.

Marines who enrolled into BRS and complete 12 YOS may be eligible to receive a one-time CP payment in exchange for an agreement to serve four (4) additional years of obligated service. BRS participants who will reach 12 YOS in CY 2024 will receive notification of their eligibility via Marine On-Line and Leave and Earning Statement (LES) messages 180 days and 30 days before reaching 12 YOS.

On 28 June 2023, you transferred from ██████████ and arrived to ██████████ on 11 July 2023 for duty (Student).

Your LES for the period of 1 to 30 September 2023 listed the following message: You are eligible to elect BRS-CP. BRS-CP is a bonus offered to BRS participants at the mid-career point to encourage continued service. Elect BRS-CP by your 12 yr PEBD anniversary & agree to serve four more years. For those who reach 12 years in CY-2023, the CP multiplier is 5.0 times monthly basic pay for AC/AR & 1.0 times monthly basic pay for SMCR/IMA.

Your LES for the period of 1 to 31 October 2023 listed the following message: You are eligible to elect BRS-CP. BRS-CP is a bonus offered to BRS participants at the mid-career point to encourage continued service. Elect BRS-CP by your 12 yr PEBD anniversary & agree to serve four more years.

Your LES for the period of 1 to 30 November 2023 listed the following message: You are eligible to elect BRS-CP. BRS-CP is a bonus offered to BRS participants at the mid-career point to encourage continued service. Elect BRS-CP by your 12 yr PEBD anniversary & agree to serve four more years.

Your LES for the period of 1 to 31 December 2023 listed the following message: You are eligible to elect BRS-CP. BRS-CP is a bonus offered to BRS participants at the mid-career point

to encourage continued service. Elect BRS-CP by your 12 yr PEBD anniversary & agree to serve four more years.

On 1 August 2024, you transferred from [REDACTED] and arrived to [REDACTED] on 2 August 2024 for duty (Student).

Your LES for the period of 1 to 31 August 2024 listed the following message: You are eligible to elect BRS-CP. BRS-CP is a bonus offered to BRS participants at the mid-career point to encourage continued service. Elect BRS-CP by your 12 yr PEBD anniversary & agree to serve four more years. Furthermore, Completed 12 YRS for pay 20240904.

Your last day eligible to elect CP was 3 September 2024.

On 4 September 2024, you signed an Active Duty BRS-CP Statement of Understanding electing to receive CP in a Lump Sum. Furthermore, it was witnessed by cognizant authority.

On 12 September 2024, United States Marine Corps issued certificate of completion upon successfully completing the Financial Education required when Marine becomes entitled to CP.

On 18 September 2024, you signed an Administrative Action (5216) (NAVMC 10274) listing the following information: Per PRIUM (Ch 9 Section 18 BRS-CP) the BRS-CP Lump Sum election submitted to MCTFS with diary cycle 24-168 via TTC 450 SEQ 000 failed to process as MCTFS already contains a BRS-CP. D405 RMK System Generated DECLINE BRS-CP election. The reason MCTFS contains a D405 RMK System Generated DECLINE BRS-CP election is because a BRS-CP election/TTC 450 SEQ 000 transaction was NOT received by MCTFS before SNM reached 12 years of PEBD creditable service. SNM's 12-year PEBD Anniversary Date is equal to 2024-09-04. MCTFS allows Marines one full year in advance of their 12-year PEBD Anniversary Date to report a BRS-CP election via TTC 450 SEQ 000.

During the year prior to SNM's 12-year PEBD. SNM stood a year assignment in student status in the [REDACTED]. SNM attended a 40-week intensive graduate program advancing the intelligence profession through a holistic, integrative, and contextual approach. While serving in this capacity SNM received minimum administrative support and maintained minimum access to MCEN systems. Additionally, SNM was not a part of a traditional organic Marine Corps unit which provides necessary support to field requests such as BRS-CP election processes. SNM respectfully requests remedial action to allow for the BRS-CP election in lieu of receiving report in a timely manner due to the extenuating circumstances.

Your History of BRS-Related Marine Oline messages from 1 September 2023 to 30 September 2024 listed 26 notifications. Furthermore, on 16 September 2024 the following entry was listed: "BRS-Continuation pay decline designation received by MCTFS & BRS-CP payment will not be issued."

On 2 October 2024, Commanding Officer, [REDACTED] notified Headquarters, U.S. Marine Corps, Military Pay Office in regard to Hardship Consideration Pay

and Remedial Action for BRS-CP in Case of [REDACTED] that “Forwarded, recommending approval.”

You requested to establish entitlement to CP. 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 you did not meet the eligibility criteria to receive CP in accordance with Marine Corps Bulletin (McBul) 1800 dated 15 June 2021 and MARADMIN 38/22. Specifically, these policies indicate CP must be elected prior to completing 12 YOS as calculated from the PEBD. Additionally, the McBul 1800 specifies that notification of eligibility would be sent to eligible Marines 180 days and 30 days before reaching 12 YOS. A review of your record indicates your PEBD is 4 September 2012, and you enrolled in the BRS on 23 January 2018. CP eligibility notifications were posted to your LESs five times between September 2023 and August 2024, and Marine Online notifications were posted 26 times from 10 September 2023 to 26 August 2024. You completed your course of instruction at the National Intelligence University and transferred to Marine Corps Intelligence Activity on 1 August 2024, thereby giving you ample opportunity to elect CP prior to your last day of eligibility on 3 September 2024. Therefore, the Board determined that a change to your record is not warranted. 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.

Sincerely,

4/11/2025

[REDACTED]