



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

██████████  
Docket No. 10499-24  
Ref: Signature Date

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██  
██

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.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 16 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.

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 to establish eligibility to transfer Post-9/11 GI Bill education benefits to your eligible dependent children. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded the ability to transfer Post-9/11 GI Bill education benefits to eligible dependents is a recruiting and retention tool that became effective 1 August 2009 in accordance with Title 38 U.S.C. § 3319. Pursuant to this law, Navy Administrative (NAVADMIN) message 187/09 released on 26 June 2009 and NAVADMIN 203/09 released on 11 July 2009 published Navy guidance implementing the transfer of Post 9/11 GI Bill education benefits. Subsequently, Bureau of Naval Personnel Notice 1780 promulgated on 7 April 2010 with several policy updates prior to your retirement. These policies outlined eligibility, processing, service obligation, and reference information germane to transferring education benefits to eligible

dependents. Specifically, the policies indicate the option to transfer a Service member's unused education benefits to an eligible dependent requires a 4-year additional service obligation at the time of election. Enlisted personnel are required to have sufficient time on contract to meet the additional service requirement prior to initiating their electronic transfer election. Moreover, the policies directs members to periodically check the status of their application; a denied transfer of education benefits (TEB) application requires members to take corrective action and reapply with a new service obligation end date.

A review of your record reflects that you initially entered active duty on 2 November 1995 and was released from active duty and transferred to the Naval Reserve on 1 November 1999. You had a break in active duty service of 2 months and 25 days before returning to active duty on 28 January 2000. You reenlisted on 16 February 2011 for 3 years and submitted a TEB application on 13 September 2012 with less than 4 years remaining on contract. The Service rejected your TEB application indicating, "Disapproved – SM [Service Member] has not committed to the required additional service time." You extended for an aggregated of 22 months and thereafter reenlisted for 2 years on 16 October 2015. You transferred to the Fleet Reserve on 31 January 2016 with 20 years, and 3 days of active duty service. The Board determined that at no time after 1 August 2009 did you execute a 4 year reenlistment, thereby rendering you ineligible to transfer Post-9/11 GI Bill education benefits. Therefore, the Board determined a change to your record is not warranted.

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,

5/4/2025

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