



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

██████████
Docket No. 10582-24
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) MILPERSMAN 1810-081, 22 Feb 20
(c) NAVADMIN 118/23, 19 May 23

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by OCNO memo 7220 Ser N130/24U1002, 12 Dec 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 Petitioner was eligible for and received Continuation Pay (CP).

2. The Board, consisting of ██████████ reviewed Petitioner's allegations of error and injustice on 3 April 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. 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. Reference (b) CP is designed to incentivize Service members to obligate for an additional 4 years of service and increase the likelihood that the members will remain in the Navy until eligibility for a regular or non-regular retirement.

"The following Service members are eligible to receive CP: (1) AC and FTS. Any member who is covered under the BRS and: (a) Has no more than 12 years of service in the Military Services, as computed from that member's pay entry base date (PEBD) and (b) Agrees to serve in the AC or FTS, based on his or her current service, for an additional 4 years. (2) RC (Except FTS). Any member, who is covered under the BRS and: (a) Has completed not more than 12 years of service in the Military Services as computed from that member's PEBD and (b) Is a member of the SELRES or the Ready Reserve in a status in which the member is eligible to receive basic

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pay or inactive duty pay for 4 years. Individual Ready Reserve members on active duty orders would be required to obtain a SELRES quota through Career Waypoints for enlisted members and through Commander, Navy Recruiting Command for officers in order to fulfill the obligation in a SELRES status, as computed from that member's PEBD; and (c) Agrees to serve in the SELRES for an additional 4 years of obligated service."

b. References (b) announced the Blended Retirement System (BRS) mid-career CP rates for Calendar Year 2024 (CY- 24). The CY-24 CP rates are: a. Total CP for Active Component is two and a half times the monthly basic pay for a Service Member of that grade who has reached 12 years of service (YOS). b. Total CP for Training and Administration of the Reserves is two and a half times the monthly basic pay for a Service Member of that grade who has reached 12 YOS. c. Total CP for Selected Reserve is half the monthly basic pay for a Service Member of that grade who has reached 12 YOS.

c. Petitioner's PEBD/ADSD (active-duty service date) is 21 March 2012.

d. Petitioner elected to opt-into the BRS on 27 September 2018.

e. Petitioner's first day eligible to elect CP was 21 September 2023.

f. On 21 February 2024, Petitioner reached 11-years 11-months of service from PEBD; NSIPS CP eligibility notification emailed to [REDACTED]

g. On 23 February 2024, Petitioner submitted an Electronic Personnel Action Request (NAVPERS 1306/7), requesting the following "[r]espectfully request for manually submission of continuation pay request due to inability to complete request through NSIPS." Furthermore, on 26 February 2024 Petitioner's request was approved by cognizant authority.

h. On 28 February 2024, LHD 4 BOXER issued Petitioner an Administrative Remarks (NAVPERS 1070/613) listing the following: "I acknowledge the additional four-year service obligation required with accepting CP. Service members have two options for CP payment: (1) Lump sum or (2) In a series of equal installment payments, not to exceed 4 annual payments occurring over 4 consecutive years. I would like to elect option 2 above for a series of equal installments. The effective date of payment will be the 12th year anniversary of a Service members PEBD. Members must elect CP prior to reaching 12 years of service. The payment of CP will occur after 12 years of service." Furthermore, Petitioner's request was witnessed by cognizant authority.

i. Petitioner's last day eligible to elect CP was 20 March 2024.

j. On 26 March 2024, Petitioner's Command submitted a Salesforce trouble ticket to elect CP with the following description: "Member attempted to elect on NSIPS and then submitted 1306 to elec. Please see attached PG 13 and assist with election for continuation pay." Furthermore, the following disposition was made: "No Action Taken (CPPA Non-Response)."

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 Petitioner was aware of her CP eligibility, elected CP within the eligibility period via Page 13 and then made a good faith effort to have her Page 13 processed. Due to administrative error, Petitioner's CP Election Page 13 was not processed, and she became ineligible to receive it, 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 in coordination with his command completed the required Continuation Pay NAVPERS 1070/613, Administrative Remarks prior to reaching 12 years and submitted it to Commander, Navy Personnel Command for inclusion in the Petitioner's Official Military Personnel File.

Commander, Navy Personnel Command (PERS-8) validated Petitioner's CP eligibility and released CP authorization to Defense Finance and Accounting Service (DFAS). Note: The DFAS will complete an audit of Petitioner's pay records to determine amounts due, 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.

4/10/2025

