



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

[REDACTED]  
Docket No. 344-25  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]  
[REDACTED] XXX XX [REDACTED] USMC

Ref: (a) Title 10 U.S.C. § 1552  
(b) Title 38 U.S.C. Chp 33  
(c) MARADMIN 704/13  
(d) MARADMIN 027/24

Encl: (1) DD Form 149 w/attachments  
(2) 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 establish eligibility to transfer Post-911 GI Bill education benefits to his eligible dependents effective 2 August 2018.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 5 June 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. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. The Post-911 Veterans Educational Assistance Act (Post-911 GI Bill, Public Law 110-252) was signed into law on 30 June 2008 and became effective 1 August 2009. The bill provides financial support for education and housing for service members with at least 90 days of service on or after 11 September 2001. The act also includes provision for qualifying service members to transfer education benefits to their eligible dependents. General descriptions of the essential components of the law were widely available beginning in summer 2008, but specific implementing guidance was not published until summer 2009.

b. In accordance with references (c) and (d), the option to transfer a Marine's unused education benefits to an eligible dependent requires a 4-year additional service obligation at the time of election. Additionally, reference (c) specified that Enlisted Marines had 60 days from

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]  
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the date of transfer of education benefits (TEB) web application to incur the required obligated service or the TEB request would be rejected. Reference (d) indicates a Marine's TEB-related service obligation end date is 4 years from their most recent TEB election date. Furthermore, the policies direct Marines to periodically check the status of their application; a denied TEB application requires Marines to take corrective action and reapply with a new service obligation end date.

c. On 21 April 2003, Petitioner entered active duty.

d. On 23 January 2006, Petitioner married [REDACTED], and they had two children: [REDACTED] born on 25 January 2009 and [REDACTED] born on 30 August 2010.

e. On 2 August 2018, Petitioner reenlisted for 4 years.

f. On 13 August 2018, Petitioner submitted TEB application with less than 4 years remaining on contract and requested to allocate education benefits to [REDACTED]/36 months. The Service rejected the application on 15 October 2018 indicating "Disapprove-SM [Service Member] has not committed to the required additional service time."

g. On 28 July 2021, Petitioner reenlisted for 3 years and thereafter extended for 2 months followed by executing a 3 years reenlistment on 17 July 2024.

h. Petitioner submitted TEB application on 6 January 2025 with less than 4 years remaining on contract and requested to allocate education benefits to [REDACTED]/36 months. The Service rejected the application on 14 January 2025, indicating, "Disapproved-SM needs to contact Service Representative to resolve status."

## CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. Petitioner met the basic eligibility criteria to transfer Post-9/11 GI Bill education benefits but failed to complete the administrative requirements outlined in references (c) through (d). Although Petitioner did not complete the appropriate administrative requirements, the Board concluded that had he received adequate counseling, he would have been able to transfer unused education benefits to eligible dependents upon reenlisting on 2 August 2018. Moreover, the Board determined Petitioner has completed over 6 years of service after the 2 August 2018 reenlistment, thereby meeting the spirit and intent of reference (b). Therefore, the Board determined, under these circumstances, relief is warranted.

## RECOMMENDATION

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]  
[REDACTED] XXX XX [REDACTED] USMC

Petitioner elected to transfer unused education benefits to [REDACTED]/1-month, [REDACTED]  
[REDACTED]/33 months, and [REDACTED]/1-month through the MilConnect TEB portal on  
2 August 2018.

Headquarters United States Marine Corps (HQMC) reviewed Petitioner's TEB application, and it  
was approved on 2 August 2018 with a 4-year service obligation. Note: HQMC will ensure  
Petitioner's Benefits for Education Administrative Services Tool Family Member History is  
updated with the aforementioned approved allocation of education benefits.

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.

6/26/2025

[REDACTED]

Deputy Director

Signed by: [REDACTED]