



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

701 S. COURTHOUSE RD

ARLINGTON, VA 22204

██████████
Docket No. 2421-25

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 15 January 2026. 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 opinions contained in the Commanding Officer, Navy Pay and Personnel Support Center letter 7220 N1 of 14 April 2025 and Office Chief of Chief of Naval Operations (N133) memorandum 1530 N133/560 of 26 September 2025, and your response to the opinions.

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.

In accordance with NAVADMIN 129/17 published on 30 May 2017, "promulgates a revision to reference (a) and retitles Nuclear Officer Incentive Pay (NOIP) and Continuation Pay (COPAY) to Nuclear Officer Bonus and Incentive Pay (NOBIP) and Nuclear Officer Continuation Bonus (COBO).

A revision to OPNAVINST 7220.11E includes the following along with editorial and format changes: a. Split OPNAVINST 7220.11E into two sections based on pay authorities: Nuclear Officer Bonus Pays and NOIP. b. Revisions to enclosure (1) of OPNAVINST 7220.11E to reflect the COBO rate of 35,000 dollars for unrestricted line submarine officers

with less than 24 years of service. This bonus pay rate is for 3-year (follow-on contracts only), 4-year, 5-year, 6-year, and 7-year contracts. For initial contracts, officers are obligated to complete a department head tour. Eligible officers serving on an existing COPAY agreement may re-negotiate a replacement COBO contract with a period that extends to, or beyond, an existing agreement and should submit this request in the format of enclosure (4) of OPNAVINST 7220.11E.

All other bonus and incentive pays authorized by OPNAVINST 7220.11E remain unchanged.”

In accordance with OPNAVINST 7220.11K, 7. NOAB. “Eligibility. RL or prospective RL naval reactors engineer officers. NPTU instructors and URL or prospective URL officers, who are accepted for training leading to qualification for duty in connection with the supervision, operation and maintenance of naval nuclear propulsion plants are eligible for the NOAB. Application. Eligible individuals may apply for the NOAB by submitting a written contract using enclosure (2) (for URL), enclosure (3) (for naval reactors engineers) or enclosure (4) (for NPTU instructors), which formally requests designation as an officer in training for nuclear propulsion duty. Payment. An individual whose formal application is accepted by Navy Personnel Command, Submarine and Nuclear Officer Distribution (PERS-42), acting for the Chief of Naval Operations, will be entitled to the NOAB at the rate specified in enclosure (1). Individuals are authorized to receive the difference in pay should the NOAB rate increase following an individual's initial NOAB contract submission provided the individual is not commissioned prior to the rate increase and is commissioned through the United States Naval Academy or Naval Reserve Officer Training Corps sources. Upon acceptance of the application, PERS-42 will provide the individual with official written notification of acceptance. A copy of this acceptance may be presented to the individual’s disbursing unit as authorization for payment.

Recoupment. (1) In the event a Service Member who received the NO AB fails to commence or satisfactorily complete the nuclear propulsion training specified in the agreement, the funds received for the NOAB will be recouped, except as listed in subparagraph 7d(2)...”

On 11 March 2019, ██████████ issued you an Administrative Remarks (NAVPERS 1070/613) listing the following Navy policy explained to you: “Navy Physical Readiness Program, Observances of the Religious Faith Practice, Statement of Understanding for Security Investigation, Tattoo, Body Art, Body Mutilation, Body or Body markings.” Furthermore, you and witness signed.

19 July 2019, University of San Diego issued you your undergraduate college transcript covering the period of Fall 2017 to Fall 2019.

In accordance with Defense Enrollment Eligibility Reporting System, you began service on 23 July 2019.

On 28 January 2022, Commander, Navy Recruiting Command (N313) notified Commanding Officer, Navy Talent Acquisition Group Southwest that “[p]er Termination of Nuclear Propulsion Officer Candidate Contract, OC ██████████ is hereby released from the NUPOC program and United States Navy.

Per BUPERSINST 1000.8(Series), discharge member with the separation, re-enlistment, and loss codes of KHD), RE-3K and 853, respectively.

Per OPNAVINST 7220.11(Series), recoup [his] Nuclear Officer Accession Bonus.”

On 7 March 2022, a Separations Questionnaire (NPPSC 1900/1) was issued.

On 10 March 2022, Commanding Officer, NTAG Southwest notified you that “Officer Candidate (OC) ██████████ is in the process of separating from the Naval Service as an Officer Candidate. He was previously enrolled in the NUPOC program but has since been Dropped on Request (DOR). There is some confusion about how he is supposed to separate (via ADSEP with separation physical, terminal leave, etc.). Until his status in the Navv is clarified, the command will be holding his military ID and he is otherwise considered to have no further military obligations with NTAG Southwest. Specifically, ██████████ is required to maintain a good contact address, phone number, and email with the command until we are able to finalize his separation status.”

On 18 April 2025, U.S. Department of the Treasury notified you that “[t]he U S. Department of the Treasury, Bureau of the Fiscal Service (Fiscal Service), applied all or part of your payment to delinquent debt that you owe. This action is authorized by federal law. Below is your payment information:”

“We applied your payment to debt that you owe to the following agency: Defense Finance and Accounting Service, DFAS-JAAC/IN....Applied To This Debt: \$1,059.00.”

You requested recalculation of your debt to show you only owe DFAS \$11,700, as the overpayment claim is incorrect; to have any penalties, fees, and/or impacts to your credit be voided; and reimbursement of hotel expenses incurred while awaiting separation. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You acknowledge that you owe the Navy via DFAS your accession bonus and you understand the debt amount for the 3 days at the end of January 2022. However, you do not agree with the bonus recoupment amount and the amount DFAS says you owe in taxes. The Board agreed you failed to complete the period of obligated service or other conditions of service specified in the written agreement for which the bonus is paid and are subject to repayment of any unearned portion of the bonus. On 14 April 2025, Commanding Officer, Navy Pay and Personnel Support Center provided an advisory opinion with a detailed explanation of your debt and explained what actions can be taken by you to help offset your tax debt. This was provided to you on 1 May 2025. Unfortunately, the Board can only confirm that your debt is valid, DFAS calculates the amount. 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 opinions.

Regarding your assertion that you should be at least reimbursed for hotel expenses from the time you were discharged from the Navy and not getting paid by DFAS, to the time your command told you that you were discharged, the Board found that there is insufficient evidence to support your claim that you did not know of your separation until March. Furthermore, the Board concluded that you knew or should have known that you were no longer in the Navy because you were not assigned to government quarters during that time and you were not being paid. The Board thus concluded that there is no probable material error, substantive inaccuracy, or injustice warranting corrective action. Accordingly, given the totality of the circumstances, the Board determined that your request does not merit relief.

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,

1/30/2026

