



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

██████████
Docket No. 2983-25
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.

A three-member panel of the Board, sitting in executive session, considered your application on 21 August 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 Office of the Chief of Naval Operations memorandum 7220 Ser N130/25U0227 of 16 April 2025, which was previously provided to you for comment.

You entered active duty with a Pay Entry Base Date (PEBD) of 30 March 2006 and Active Duty Service Date of 30 March 2006.

On 7 March 2016, you reenlisted for 6 years with an Expiration of Active Obligated Service (EAOS) of 6 March 2022.

You completed the Blended Retirement System (BRS) Opt-In course on 4 October 2017, the Leader Training to Introduce the BRS for the Uniformed Services on 12 October 2017, and the Leader Training to Introduce the BRS on 17 October 2017.

In accordance with reference MILPERSMAN 1810-081 published on 20 December 2017, Continuation Pay (CP) is designed to incentivize members to obligate for an Additional 4 years of service and increase the likelihood that the member will remain in the Navy until eligibility for a regular or non-regular retirement.

The following members are eligible to receive CP: (1) AC and FTS. Any member who is covered under the BRS, and: Has no more than 12 years of service in a uniformed service as computed from that member's PEBD; and Agrees to serve in the AC or FTS, based on their current service, for an additional 4 years. (2) RC (except FTS). Any member who is covered under the BRS, and: Has completed not more than 12 years of service in a uniformed service as computed from that member's PEBD; and Is a member of the SELRES or otherwise a member of the Ready Reserve in a status in which the member is eligible to receive basic 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 Agrees to serve in the SELRES for an additional 4 years of obligated service. (3) Members who have submitted a request to separate or have separation orders are not eligible to receive CP. (4) Members who have previously received CP are not eligible to receive CP a second time.

Members who request CP must make that request prior to reaching 12 years of service. (1) Upon reaching 12 years of service, the member's decision to elect CP is irrevocable. (2) Members who have passed 12 years of service are not eligible to receive CP. (3) Members who have transferred from other Services and have not previously received CP are eligible to receive CP if they meet all other eligibility requirements. (4) Opt-in Eligible Members. Opt-in members who are eligible for CP in 2018 will have an abbreviated time period to elect CP if they choose to opt-in to BRS. In such cases, if unable to elect CP via Navy Personnel System, members must use permanent NAVPERS 1070/613 to elect CP. Opt-in eligible members must still elect CP prior to reaching 12 years of service. (5) Members unable to elect CP via Navy Personnel System must use permanent NAVPERS 1070/613 to elect CP.

In accordance with NAVADMIN 302/17 published 20 December 2017, "[t]his NAVADMIN announces the Blended Retirement System (BRS) enrollment period for opt-in eligible service members will be open from 1 January 2018 until 31 December 2018, in line with Sections 631 through 635 of National Defense Authorization Act, NAVADMIN 217/16, NAVADMIN 259/16, NAVADMIN 020/17, Notification of Availability of the Blended Retirement System Opt-In Training, and NAVADMIN 133/17. During this window, opt-in eligible service members may enroll in the BRS via the myPay website. Opt-in eligible service members who do not choose to enroll in BRS will remain in the current legacy retirement system. However, if a service member elects to enroll in the BRS, that election is irrevocable."

"To enroll in the BRS during the 1 January 2018 to 31 December 2018 enrollment period, opt-in eligible service members must be in a paid status. If a service member meets eligibility criteria in paragraph 2, but is not in a paid status during the election window, that service member will be given an opportunity to enroll during their first period of paid status. Additionally, hardship extensions to the enrollment window for opt-in eligible service members who are unable to enroll in BRS during the 2018 enrollment period will be considered on a case-by-case basis per reference (a). Midshipmen who are opt-in eligible and commissioned after 1 December 2018 will be given 30 days to opt-in following reporting to their first duty station. Delayed Entry Program (DEP) personnel who are opt-in eligible

and report to Recruit Training Command (RTC) after 1 December 2018 will be given 30 days to opt-in.”

Your last day eligible to elect CP was 29 March 2018.

You enrolled into the BRS on 8 September 2018.

On 21 November 2019, you signed an agreement to extend enlistment for 29 months with a Soft EAOS of 6 August 2024 in order to obligate service to execute BUPERS order 3169.

On 22 June 2021, you reenlisted for 5 years with an EAOS of 21 June 2026.

On 21 March 2025, Commander, Navy Personnel Command notified you that “[y]ou may be aware that on January 1, 2018, the Department of Defense introduced a new military retirement system known as the "Blended Retirement System" authorized in reference (a). Anyone who joins the military from that date onward will be covered by the new retirement system, while anyone serving prior to that date, including you, will be grandfathered under their current retirement plan. While grandfathered, those members with fewer than 12 years of service as of December 31, 2017, have the option of switching to the Blended Retirement System if they so choose. Our records indicate you have the opportunity to make this choice because you had fewer than 12 years of service as of December 31, 2017.”

On 21 March 2025, Commander, Navy Personnel Command notified you that “[t]he Navy Standard Integrated Personnel System (NSIPS) indicates that you are enrolled in the BRS with a Pay Entry Base Date (PEBD) of 060330. Under BRS you may be eligible for CP at 12 Years of Service (YOS) based on your PEBD. CP is a one-time, mid-career incentive payment in exchange for an agreement to perform four years of additional obligated service. This one-time payment is in addition to any other career field-specific incentives or retention bonuses...The election to receive CP must be made before you complete 12 YOS (based on your PEBD). Your command is standing by to assist you with your CP election. Please make an appointment with your CCC or CFC as soon as you are ready to begin the CP election process.”

You requested to establish entitlement to CP. The Board, in its review of your entire record and your application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that you did not meet the eligibility criteria to receive CP in accordance with Military Personnel Manual (MILPERSMAN) Article 1810-081 and Navy Administrative (NAVADMIN) message 302/17. Specifically, the policies indicate Sailors who enrolled in BRS are eligible to receive mid-career CP at 12 years of service (YOS) in exchange for an agreement to serve four additional years of obligated service, to run concurrently with any existing service obligation. For the purpose of CP eligibility, 12 YOS is computed from the member's PEBD. MILPERSMAN 1810-081 directed Sailors to make the CP election prior to 12 YOS. NAVADMIN 302/17 specified opt-in eligible service members eligible for CP in calendar year 2018 (CY18) and desired to elect CP, had to enroll in the BRS first and elect to take CP prior to reaching 12 YOS. Your last day eligible to elect CP was 29 March 2018. However, you enrolled into the BRS on 8 September 2018 and thereafter, reenlisted on 22 June 2021 for 5 years. The Board determined that you did not elect CP prior to completing your 12 YOS,

furthermore you were required to opt in to the BRS prior to requesting CP. The Board could not find, nor did you provide evidence of receiving improper counseling or system constraints that prevented you from making an informed decision to elect CP prior to reaching 12 YOS on 30 March 2018. Moreover, the Board found your request for correction to elect CP was untimely. Therefore, in this connection, the Board substantially concurred with the comments contained in the aforementioned advisory opinion and determined that 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,

8/25/2025

