



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

701 S. COURTHOUSE RD

ARLINGTON, VA 22204

[REDACTED]
Docket No. 3002-25
Ref: Signature Date

[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED],

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 28 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.

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 spouse and children. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. 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 guidance implementing the transfer of Post 9/11 GI Bill education benefits published by Navy Administration (NAVADMIN) message 1857/09, released on 26 June 2009 and NAVADMIN 203/09, released on 11 July 2009. Subsequently, Bureau of Naval Personnel Notice 1780 promulgated on 7 April 2010 with several updates prior to your resignation. 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. Before a member can apply to transfer entitlement, the spouse and or children must be enrolled in the Defense Eligibility Enrollment System (DEERS) and be eligible for identification card benefits. Additionally, all officers were required to have a NAVPERS 1070/613, Administrative Remarks, prepared by their command in the Navy

Standard Integrated Personnel System Electronic Service Record (ESR) agreeing to serve the required additional years of service prior to initiating their electronic transfer election. Furthermore, the policies directed members to submit transfer of education benefits (TEB) applications into the milConnect TEB portal and periodically check the status of their application; a denied TEB application requires members to take corrective action and reapply with a new service obligation end date. NAVADMIN 236/18, updated the TEB process by establishing an online, self-service Statement of Understanding (SOU) that replaced the NAVPERS 1070/613, Administrative Remarks effective 1 October 2018. NAVADMIN 178/19 reiterated the requirement to complete the SOU prior to initiating the electronic transfer election.

A review of your record reflects you entered active duty on 23 May 2014. On 21 November 2020, you submitted a TEB application and requested to allocate 36-months of education benefits to your spouse; children are not listed in your DEERS record and/or the Benefits for Education Administrative Services Tool system. The Service rejected your TEB application on 23 November 2020, indicating, “Disapproved – SM [Service Member] has not committed to the required additional service time.” There is no evidence of you completing the required SOU prior to submitting your TEB application. On 3 June 2024, you submitted your request to resign your active commission effective 31 May 2025, followed by your completion of the required SOU on 5 November 2024; however, you failed to resubmit a TEB application and subsequently resigned your commission on 23 May 2025. Thereafter, you affiliated with Selected Reserve unit [REDACTED] effective 24 May 2025.

The Board determined that the milConnect TEB portal provides a message from the Service that warns Sailors to complete the SOU prior to submitting their TEB application. The warning further outlines that request from members who have not completed the SOU will not be approved and if rejected, must resubmit after taking corrective action in order to secure approval but the approval cannot be backdated. Therefore, the Board determined that a change to your record is not warranted but noted that in accordance with Military Personnel Manual Article 1780-011, you have the ability to resubmit a TEB application as a member of the Selected Reserve after updating your DEERS record to reflect your dependent children.

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,

11/18/2025

