



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

[REDACTED]
Docket No. 3039-25
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD [REDACTED] USN,
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) Title 38 U.S. Code § 3319
(c) BUPERSNOTE 1780, 14 Sep 15
(d) NAVADMIN 236/18, 24 Sep 18

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 show Petitioner transferred Post-9/11 GI Bill education benefits to eligible dependents.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 18 September 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. On 12 September 2005, Petitioner entered active duty.

b. In accordance with reference (b), authority to transfer unused education benefits to family members. Eligible Individuals. An individual referred to in subsection (a) is any member of the Armed Forces who, at the time of the approval of the individual's request to transfer entitlement to educational assistance under this section, has completed at least—(1) six years of service in the armed forces and enters into an agreement to serve at least four more years as a member of the Armed Forces; or (2) the years of service as determined in regulations pursuant to section (k).

c. In accordance with reference (c), Transfer of Post-9/11 GI Bill Entitlement. To promote recruitment and retention of members of the Armed Forces, the Secretary of Defense and SECNAV have agreed to allow eligible individuals to transfer a portion or all of their unused Post-9/11 GI Bill entitlement to their spouse and or children. 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 (ID) card benefits. For children, this means the child has not reached age 21 or has not reached age 23 and is enrolled fulltime at an IHL.

Eligible Individuals. Any member in the Armed Forces on or after 1 August 2009, who is eligible for the Post-9/11 GI Bill and who, at the time of approval of the individual's request to transfer his or her unused Post-9/11 GI Bill entitlement: (1) Has served at least 6 years (active duty and or SELRES), and agrees to serve at least 4 additional continuous years in the Armed Forces from the date the individual elects to transfer; or (2) Has served at least 10 years (active duty and or SELRES) on the date of election and either standard policy (Navy or DoD or statute does not allow the member to commit to 4 additional continuous years, but who agrees to serve the maximum amount of time allowed by such policy or statute.

Enlisted Members: Consult with command career counselor to ensure expiration of active obligated service (EAOS)/expiration obligated service is sufficient to meet the required additional service obligation and or discuss obligated service options. Enlisted members will have 30 days to submit their Transfer of Education Benefits (TEB) request following a 4-year reenlistment. Short term extensions will not be authorized for the purpose of Post-9/11 transferability. (b) At the time the TEB application is submitted, enlisted members who cannot commit to the additional required service obligation due to high year tenure (HYT) will be approved for transferability provided their Soft EAOS/EAOS matches their HYT month and year.

d. In accordance with reference (d), updated TEB process effective 1 October 2018: a. An online self-service Statement of Understanding (SOU) replaces the Administrative Remarks (NAVPERS 1070-613) (i.e., Page 13) pre-requisite for all Selected Reserve (SELRES) Sailors and all officers in references (a) and (b). b. This SOU must be completed by all Sailors prior to submitting a TEB application. c. Sailors may access SOU via MyNavyPortal or by using a Common Access Card via the My Education web site at <https://myeducation.netc.navy.mil/webta/home>. d. Upon completion of the SOU, Sailors will receive a link to DMDC milConnect portal to submit their TEB application. e. To ensure prompt feedback on TEB applications, Sailors should verify email information when completing the SOU.

e. On 8 May 2020, Petitioner reenlisted for 5 years with an End of Active Obligated Service (EAOS) of 7 May 2025.

f. On 10 December 2020, Petitioner got married [REDACTED]

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[REDACTED]

g. On 11 January 2023, Navy Standard Integrated Personnel System (NSIPS)/Electronic Service Record (ESR) shows a 13 month agreement to extend enlistment with a Soft EAOS of 7 June 2026.

h. On 17 January 2023, Petitioner's dependent children [REDACTED] were born.

i. On 23 December 2024, Commander, Navy Personnel Command (PERS-836) notified Petitioner that 1. Your transfer to the Fleet Reserve is authorized as follows: a. Effective Date: 30 JUNE 2026. b. Rate/Grade: HM1/E-6. c. Service in a higher pay grade: NO. d. Reported for extraordinary heroism in the line of duty: NO.

j. On 4 March 2025, NSIPS/ESR shows a 1-month agreement to extend enlistment with a Soft EAOS of 7 July 2026.

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 (b) and (c). The Board determined Petitioner had 4 years, 4 months and 27 days remaining on contract when he married his spouse on 10 December 2020 but did not have a clear understanding of his ability to TEB at that time. Although Petitioner did not complete the appropriate administrative requirements, the Board concluded that had he received adequate counseling, he would have completed the steps required to garner TEB approval. 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 TEB Statement of Understanding on 10 December 2020 and submitted it to Commander, Navy Personnel Command for inclusion in the Petitioner's Official Military Personnel File.

Petitioner elected to transfer unused education benefits to [REDACTED] 1-month through the MilConnect TEB portal on 10 December 2020. Note: Petitioner allocated education benefits to [REDACTED] 1-month subsequent to their date of birth on 17 January 2023.

Commander, Navy Personnel Command (PERS-311) reviewed Petitioner's TEB application and it was approved on 10 December 2020 with a 4-year service obligation. Note: PERS-311 will ensure Petitioner's BEAST 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.

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[REDACTED]

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.

9/30/2025

