



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE RD
ARLINGTON, VA 22204

██████████
Docket No. 3599-25
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO ██████████, USN,
XXX-XX-██████████

Ref: (a) 10 U.S.C. § 1552
(b) 38 U.S.C. § 3319
(c) BUPERSNOTE 1780, subj: Post-9/11 GI Bill, 14 September 2015
(d) NAVADMIN 236/18, subj: Post-9/11 GI Bill Updates Part 2, dtg 241332Z September 2018

Encl: (1) DD Form 149 w/attachment
(2) DD Form 214, Certificate of Release or Discharge from Active Duty, 25 June 2013
(3) NAVPERS 1000/4, Officer Appointment Acceptance and Oath of Office, 9 May 2013
(4) Defense Manpower Data Center, Department of Defense Person Search
(5) Benefits for Education Administrative Service Tool – Service Member History
(6) Benefits for Education Administrative Service Tool – Family Member History
(7) MilConnect TEB Portal Message from Service Component
(8) Navy Personnel Command ltr, subj: Nuclear Officer Continuation Pay, 26 May 2022
(9) Transfer of Education Benefits Statement of Understanding screen, 16 January 2025
(10) Email exchange, Petitioner/Voluntary Education Point of Contact, 6 February 2025

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, hereinafter referred to as the Board, requesting that his naval record be corrected to reflect the transfer of Post-9/11 GI Bill education benefits to eligible dependents effective 9 May 2022.

2. The Board reviewed Petitioner's allegations of error and injustice on 4 September 2025, and pursuant to its governing policies and procedures, determined that the corrective action indicated below should be taken on Petitioner's record. Documentary material considered by the Board included the enclosures; relevant portions of Petitioner's naval records; and applicable statutes, regulations, and policies.

3. Having reviewed all that evidence of record pertaining to Petitioner's allegations of error or injustice, the Board found as follows:

a. Before applying to the Board, Petitioner exhausted all administrative remedies available under existing law and regulations with the Department of the Navy.

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b. In accordance with reference (c), 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 for those eligible to retire on or after 1 August 2012. Additionally, all officers were required to complete and submit electronic transfer election using the MilConnect transfer of education benefits (TEB) portal after having NAVPERS 1070/613, Administrative Remarks, prepared by their command in the Navy Standard Integrated Personnel System Electronic Service Record, agreeing to serve the required additional years of service. Furthermore, the policy directed members to periodically check the status of their application; a denied TEB application required members to take corrective action and reapply with a new service obligation end date.

c. Reference (d), 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. This SOU must be complete by all Sailors prior to submitting a TEB application.

d. Petitioner served in the U.S. Navy from 5 September 2007 to 8 May 2013. Petitioner discharged to Accept Commission or Warrant in Same Branch of Service. See enclosure (2).

e. On 9 May 2013, Petitioner accepted active commission. See enclosure (3).

f. On 27 Aug 2016, Petitioner's married [REDACTED] and had one child, [REDACTED] born on 30 September 2018. See enclosure (4).

g. On 10 July 2019, Petitioner submitted TEB application and requested to allocate education benefits to [REDACTED]/12 months and [REDACTED]/24 months. On 12 July 2019, the Service rejected the application indicating, "Disapproved-SM [Service Member] has not committed to the required additional service time." There is no record of Petitioner completing the required SOU prior to submitting his TEB application. Upon submitting the TEB application, there is a message from the Service that advises personnel to complete the SOU before submitting a TEB request. The message further directs personnel to log back into MilConnect five to seven working days after submitting an application to verify the status. See enclosures (5) through (7).

h. On 24 February 2022, Petitioner's second child, [REDACTED] was born. See enclosure (4).

i. On 26 May 2022, Petitioner's request for Nuclear Officer Continuation Bonus was approved with an effective date of 9 May 2022. This entitled Petitioner to \$210,000 in continuation pay over a 5-year period. See enclosure (8).

j. On 4 April 2024, Petitioner's third child, [REDACTED] was born. See enclosure (4).

k. On 15 November 2024, Petitioner submitted second TEB application and requested to allocate education benefits to [REDACTED]/3 months, [REDACTED]/3 months, [REDACTED]/3 months and [REDACTED]/3 months. The Service rejected the application on 18 November 2024, indicating, "Disapproved-SM has not committed to the required additional service time." There is no record

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of Petitioner completing the required SOU prior to submitting his second TEB application. See enclosures (5) and (6).

l. On 16 January 2025, Petitioner completed the required SOU and submitted his third TEB application. Petitioner requested to allocate education benefits to [REDACTED]/1-month, [REDACTED]/1-month, [REDACTED]/1-month and [REDACTED]/1-month. The Service approved the application with an obligation end date of 15 January 2029. See enclosures (5), (6) and (9).

m. On 6 February 2025, Petitioner reached out to the Chief of Naval Operations staff requesting assistance with having his TEB application back-dated to align with the effective date of his continuation pay [9 May 2022]. The staff responded on 12 February 2025, and advised Petitioner to seek assistance from the Board as backdating TEB requests is not authorized. See enclosure (10).

n. Petitioner asserts “[t]his [9 May 2022] is when I signed my 5-year contract to meet transfer requirements. My first attempts in 2019, 2021 and 2022 (via milConnect) were unsuccessful due to technical issues on my end and misleading feedback on the website. The transfer was finally completed in [January] 2025 after command counselor assistance. Voluntary Education Chief [point of contact] advised a [Board of Correction of Naval Record] is needed for this update. The error messages I received in 2019, 2021, 2022 and 2024 stated that the reason for denial, which was without notification, was based on not having a contract on file. This statement was incorrect on [two] occasions, and ultimately not the cause of rejection. It was because a waiver was not on file, which I have corrected since then.” See enclosure (1).

o. As of 10 April 2025, the Navy Benefits for Education Administrative Service Tool (BEAST) did not reflect submission of an application by Petitioner to transfer his education benefits in 2021 or 2022. BEAST reflects Petitioner’s attempt to TEB in 2019, 2024 and final approval in 2025. See enclosure (5).

MAJORITY CONCLUSION:

Upon careful review and consideration of all the evidence of record, the Majority of the Board found sufficient evidence of an injustice warranting relief.

The Majority found no error in the fact that Petitioner was not approved to transfer his Post-9/11 GI Bill education benefits until 21 January 2025. Reference (c) and enclosure (7) established the procedural requirements to garner this eligibility, and Petitioner did not comply with those requirements. Reference (c) and enclosure (7) also encouraged applicants to check the status of their application periodically, which Petitioner must not have completed in a timely manner since he was unsuccessful at transferring his education benefits until over 5 years after his initial TEB application submission.

The Majority did, however, find an injustice in the fact that the denial in the MilConnect TEB portal does not outline the specific cause for a denied application. Although Petitioner failed to complete the administrative requirements, he has completed over 5 years of active duty service since submitting his initial TEB application and continues to serve, thereby meeting the spirit

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and intent of reference (b). Accordingly, the Majority presumed that Petitioner would have satisfied the procedural requirements if he had been counseled or better informed regarding the process.

MAJORITY RECOMMENDATION:

In view of the above, the Majority of the Board recommends that the following corrective action be taken on Petitioner's naval record.

Petitioner, in coordination with his command completed the required TEB SOU on 9 May 2022 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, [REDACTED]/1-month, and [REDACTED]/1-month through the MilConnect TEB portal on 9 May 2022. Note: Petitioner allocated education benefits to [REDACTED]/1-month subsequent to date of birth on 4 April 2024.

Commander, Navy Personnel Command (PERS-311) reviewed Petitioner's TEB application, and it was approved on 9 May 2022 with a 4-year service obligation.

That a copy of this record of proceedings be filed in Petitioner's naval record.

MINORITY CONCLUSION:

Upon careful review and consideration of all the evidence of record, the Minority of the Board found insufficient evidence of any error or injustice warranting relief.

The Minority concurred with the Majority conclusion that there was no error in the fact that Petitioner's transfer of Post-9/11 GI Bill education benefits was not approved until 21 January 2025 because he failed to follow the procedural requirements for an earlier approval.

The Minority did not, however, concur with the Majority conclusion that there existed an injustice in such denial. In this regard, the Minority concluded the Navy Transferability of Post-9/11 GI Bill policies outlined the requirements and procedures to TEB. The Minority also found Petitioner's claim of "[t]his is when [May 2022] I signed my 5-year contract to meet transfer requirements" to be disingenuous considering he entered into the 5-year obligation to receive the Nuclear Officer Continuation Bonus and there is no evidence in the BEAST that he submitted a TEB application during this time. The Minority noted that Petitioner could have reached out to the Navy education specialist just as he did when trying to back-date his current application.

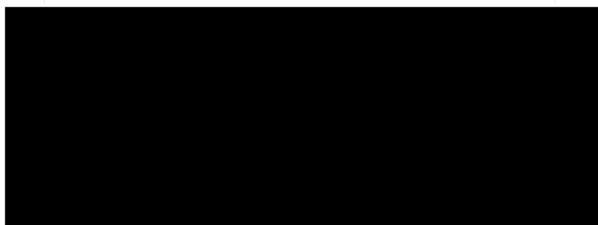
MINORITY RECOMMENDATION:

In view of the above, the Minority of the Board recommends that no corrective action be taken on Petitioner's naval record.

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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-entitled matter.
5. The foregoing action of the Board is submitted for your review and action.

12/12/2025



ASSISTANT GENERAL COUNSEL (MANPOWER AND RESERVE AFFAIRS) DECISION:

- X MAJORITY Recommendation Approved (Grant Relief – I concur with the Majority conclusion and therefore direct the corrective action recommended by the Majority above.)
- MINORITY Recommendation Approved (Deny Relief – I concur with the Minority conclusion and therefore direct that no corrective action be taken on Petitioner's naval record.)

