



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

701 S. COURTHOUSE RD

ARLINGTON, VA 22204

█  
Docket No. 5681-25  
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD █ USN,  
█

Ref: (a) Title 10 U.S.C. § 1552

(b) Title 38 U.S.C. Chp 33

(c) BUPERSNOTE 1780

(d) NAVADMIN 236/18

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 establish eligibility to transfer Post-9/11 GI Bill education benefits to his eligible dependents.

2. The Board, consisting of █ reviewed Petitioner's allegations of error and injustice on 22 January 2026 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. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. The Post-9/11 Veterans Educational Assistance Act (Post-9/11 GI Bill, Public Law 110-252) was signed into law on 30 June 2008 and became effective on 1 August 2009. The bill provides financial support for education and housing for service members with at least 90 days of service on or after 11 September 2001. The act also includes provision for qualifying service members to transfer education benefits to their eligible dependents. General descriptions of the essential components of the law were widely available, beginning in summer 2008 but specific implementing guidance was not published until summer 2009.

b. In accordance with reference (b), the option to transfer a Service member's unused education benefits to an eligible dependent required a 4-year additional service obligation at the

time of election. 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. Additionally, the policy directed members to periodically check the status of their application; a denied transfer of education benefits (TEB) application required member to take corrective action and reapply with a new service obligation end date. Reference (d), updated the TEB process by establishing an online, self-service Statement of Understanding that replaced the NAVPERS 1070/613, Administrative Remarks effective 1 October 2018.

c. On 19 May 2004, Petitioner entered active duty.

d. On 6 November 2004, Petitioner married spouse, [REDACTED] and had three children: [REDACTED] born on 23 January 2006, [REDACTED] born on 23 May 2007 and [REDACTED] born on 11 January 2010.

e. On 1 February 2016, Petitioner accepted an active commission.

f. On 14 August 2018, "Post 9-11 GI Bill" NAVPERS 1070/613, Administrative Remarks was uploaded to Petitioner's ESR and verified on 15 August 2018.

g. Petitioner submitted TEB applications on 9 October 2018 and 29 August 2024 without completing the required Statement of Understanding. Petitioner requested to allocate 12-months of education benefits each child. The Service rejected both applications, indicating, "Disapproved-SM [Service Member] has not committed to the required additional service time."

h. On 5 May 2025, Navy Personnel Command responded to [REDACTED] inquiry stating, "Beginning October 1, 2018, all Navy members were required to complete a Statement of Understanding in the MyNavy Education website prior to submitting a Transfer of Education Benefits request, regardless of any other obligation(s) they may have. Information pertaining to the Statement of Understanding requirement is also stipulated in the milConnect website via the "Message from Your Service Component", which is visible to all members in successfully transferring their educational benefits to dependents."

## 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 (c) and (d). Although Petitioner did not complete the appropriate administrative requirements, the Board determined that he continues to serve and has completed 7-years of active duty service after submitting his initial TEB application on 9 October 2018, thereby meeting the spirit and intent of reference (b). Therefore, the Board determined under these circumstances, relief is warranted.

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

## RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner, in coordination with his command completed the required Statement of Understanding on 9 October 2018 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]/12-months [REDACTED] [REDACTED], and [REDACTED] through the MilConnect TEB portal on 9 October 2018.

Commander, Navy Personnel Command (PERS-311) reviewed Petitioner's TEB application, and it was approved on 9 October 2018 with a 4-year service obligation in accordance with reference (c).

A copy of this report of proceedings will be filed in Petitioner's naval record.

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.

2/26/2026

