



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

701 S. COURTHOUSE RD

ARLINGTON, VA 22204

██████████
Docket No. 6275-25
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO ██████████
██████████

Ref: (a) Title 10 U.S.C. § 1552

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

(c) BUPERSNOTE 1780

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 a waiver for the additional 4 year obligation requirement 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 29 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. On 17 January 1986, Petitioner enlisted in the Naval Reserve. Petitioner served on active duty from 24 February 1986 to 23 August 1990 and transferred to the Navy Reserve to completed his military service obligation (MSO). Petitioner was discharged at the completion of MSO.

b. In June 1995, Petitioner married spouse ██████████ and acquired step-child, ██████████ born in November 1988.

c. On 19 June 1998, Petitioner enlisted in the Navy Reserve for 4 years, in a Selected Reserve status.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]
[REDACTED]

d. Petitioner mobilized in support of Operation Noble Eagle/Enduring from 1 November 2002 to 17 October 2003.

e. In November 2006, Petitioner's child, [REDACTED] was born.

f. On 9 March 2008, Petitioner reenlisted for 6 years.

g. Petitioner mobilized in support of Operation Noble Eagle/Enduring from 10 July 2009 to 12 February 2010.

h. On 12 August 2011, Petitioner's step-child, [REDACTED] dependency status terminated due to marriage.

i. Petitioner provided the Board with a medical report authored by an Attending Physician at Southern Cancer Center on 22 January 2013, indicating a diagnosis of lymphoid leukemia, chronic, without mention of remission.

j. On 18 June 2013, Petitioner completed 20 total years of qualifying service for non-regular retirement.

k. On 28 February 2014 and 1 May 2014, Petitioner signed "Additional Service Obligation for Transfer of Post 911 GI Bill Benefits" NAVPERS 1070/613, Administrative Remarks acknowledging the service obligation with transferring education benefits and the consequence of not completing the obligation.

l. On 1 May 2014, Petitioner reenlisted for 4 years.

m. On 3 May 2014, Petitioner submitted transfer of education benefits (TEB) application and requested to allocated education benefits to spouse and child. The Service approved the application with an obligation end date of 4 May 2018.

n. On 30 November 2014, Petitioner transferred to the Retired Reserve without pay and later transferred to the Retired Reserve with pay effective 15 October 2025.

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 was approved to transfer Post-9/11 GI Bill education benefits in accordance with reference (c); however, he transferred to the Retired Reserve before completing his TEB service obligation. Although Petitioner did not complete the required service obligation, the Board concluded that had he received adequate counseling, he would have been able to transfer unused education benefits to eligible dependents as early as 1 August 2009 and completed over 5 years of Selected Reserve service before retiring, thereby meeting the spirit and intent of reference (b). Therefore, the Board determined that under these circumstances, relief is warranted.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]
[REDACTED]

RECOMMENDATION

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

Petitioner, in coordination with his command completed the required NAVPERS 1070/613, Administrative Remarks on 1 August 2009 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 and [REDACTED]/35 months through the MilConnect TEB portal on 1 August 2009.

Commander, Navy Reserve Forces Command (N1) reviewed Petitioner's TEB application, and it was approved on 1 August 2009 with a 4-year service obligation.

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.

3/2/2026

