



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

701 S. COURTHOUSE RD

ARLINGTON, VA 22204

██████████
Docket No. 6612-25

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. Code § 3319
(c) MILPERSMAN 1780-011, 17 May 22
(d) MILPERSMAN 1160-120, 13 Jul 23

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 his 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 19 February 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. 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 19 February 1998, Petitioner entered active duty.
- b. Petitioner's Montgomery GI Bill Act of 1984 (DD Form 2366) was executed on 23 February 1998 and enrolled in the program.
- c. In October 1999, Petitioner married ██████████. In February 2004, Petitioner's dependent child ██████████ was born. In July 2007, Petitioner's dependent child ██████████ was born.
- d. On 19 February 2008, Petitioner reenlisted for 6 years with an End of Active Obligated Service (EAOS) of 18 February 2014.

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- e. On 17 January 2014, Petitioner reenlisted for 4 years with an EAOS of 16 January 2018.
- f. On 16 May 2016, Petitioner was advanced to Logistics Specialist Senior Chief /E-8.
- g. On 13 December 2017, Petitioner reenlisted for 3 years with an EAOS of 12 December 2020.
- h. On 12 June 2020, Petitioner reenlisted for 3 years with an EAOS of 11 June 2023.
- i. On 28 November 2022, Petitioner executed an agreement to extend enlistment for 8 months with a Soft EAOS of 11 February 2024.
- j. On 4 December 2023, Petitioner executed an agreement to extend enlistment for 24 months with a Soft EAOS of 11 February 2026.
- k. On 22 March 2024, Petitioner reenlisted for 4 years with an EAOS of 21 March 2028.
- l. On 21 June 2022, Petitioner submitted TEB application with less than 4 years remaining on contract, and failed to complete the required Statement of Understanding (SOU). Petitioner requested to allocate 18 months of education benefits to his first child. The Service rejected the application on 22 June 2022, indicating, "Disapproved-SM [Service Member] has not committed to the required additional service time."
- m. On 2 April 2024, Petitioner completed the required SOU, resubmitted TEB application and requested to allocate 18 months of education benefits to his first child. The Service rejected the application on 3 April 2024, indicating, "Disapproved-SM has not committed to the required additional service time."
- n. On 24 May 2024, Petitioner was advanced to Logistics Specialist Master Chief /E-9 via special program.
- o. Petitioner submitted six additional TEB applications on 11 April 2024, 16 April 2024, 21 April 2024, 5 June 2024, 15 July 2024, and 16 March 2025. The Service rejected all the applications, indicating, "Disapproved-SM has not committed to the required additional service time."
- p. On 2 July 2024, My Navy Career Center notified Petitioner that, "[y]our ePAR Case with the case number of 04356569 has been updated to a status of Closed and a disposition code of Resolved by Tier 2. The details of the case are: ATTACHMENTS: 1 SIGNATURE DATE: 28JUN24 COMMAND APPROVED: YES. The included resolution of the case is as follows: Emailed member update to open request. HYT [High-Year-Tenure] waiver denied. Members current EDLN 2803, covers OBLISERV requirement for orders on now." Petitioner's projected HYT gate is 18 February 2028.

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[REDACTED]

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that Petitioner met the basic eligibility criteria to transfer Post-9/11 GI Bill education benefits but failed to complete the administrative requirements outlined in reference (c). Although Petitioner did not complete the appropriate administrative requirements, the Board concluded that had he received adequate counseling, he would have been able to transfer unused education benefits to eligible dependents when he reenlisted on 17 January 2014. Moreover, the Board determined Petitioner has completed over 12 years of service since reenlisting on 17 January 2014 and continues to serve on active duty, thereby meeting the spirit and intent of reference (b). Therefore, the Board determined under this circumstance, relief is warranted.

RECOMMENDATION

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

Petitioner elected to transfer unused education benefits to [REDACTED], [REDACTED]/18 months, and [REDACTED]/18 months through the MilConnect TEB portal on 17 January 2014.

Commander, Navy Personnel Command (PERS-311) reviewed Petitioner's TEB application, and it was approved on 17 January 2014 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

