



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

██████████
Docket No. 8579-25
Ref: Signature Date

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Dear ██████████

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 2 April 2026. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies.

The Board determined your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined a personal appearance was not necessary and considered your case based on the evidence of record.

You requested an exception to policy to transfer Post-9/11 GI Bill education benefits to your dependent daughter. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded the ability to transfer Post-9/11 GI Bill education benefits to eligible dependents is a recruiting and retention tool that became effective 1 August 2009 in accordance with Title 38 U.S.C. § 3319. The Bureau of Naval Personnel Notice 1780 published on 7 April 2010 with several policy updates thereafter that outlined eligibility, processing, service obligation, and reference information germane to transferring education benefits to eligible dependents. Specifically, the policies indicate 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. Enlisted personnel are required to have sufficient time on contract to meet the additional service requirement prior to initiating their electronic transfer election. Additionally,

the policies direct members to periodically check the status of their application; a denied transfer of education benefits (TEB) application requires members to take corrective action and reapply with a new service obligation end date.

A review of your record reflects you entered active duty on 4 January 1996. Your child was born on 6 November 2007, you reenlisted on 23 July 2009 for 3 years and thereafter extended for 1-month. On 1 February 2012, you reenlisted for 3 years and thereafter extended for 1-month. You submitted your initial TEB application on 2 October 2012 with less than 4 years remaining on contract. The Service rejected your application indicating, "Disapproved – SM [Service Member] has not committed to the required additional service time." On 7 February 2013, you extended for 12 months and submitted your final TEB application on 14 February 2013. The Service rejected your application indicating, "Disapproved – SM has not committed to the required additional service time." You reenlisted on 29 February 2016 for 2 years and voluntarily transferred to the Fleet Reserve effective on 31 January 2018 with 22 years, and 27 days of active duty service. The Board agreed that at no time after 1 August 2009 did you execute a 4-year reenlistment contract to TEB, therefore a change to your record is not warranted.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

5/4/2026

