



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

██████████
Docket No. 10200-25
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) Title 10 U.S.C. § 1552
(b) Title 38 U.S.C. § 3319
(c) BUPERSNOTE 1780, 14 Sep 15
(d) NAVADMIN 170/18, 16 Jul 18
(e) NAVADMIN 236/18, 24 Sep 18
(f) MILPERSMAN 1780-011, 17 May 22

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 Post-9/11 GI Bill education benefits (TEB) to his eligible dependents.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 23 April 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. In July 2004, Petitioner married spouse, ██████████ and had four children: ██████████ born in November 2005; ██████████ born in October 2007; ██████████ born in June 2010, and ██████████ born in January 2014.

b. On 26 August 2011, Officer Appointment Acceptance and Oath of Officer was issued and signed on 13 September 2011 listing the following: Block 6 (Designator) 2300. Block 13 (Permanent Grade) LT. Block 14 (Permanent Grade Date) 11 August 2011. Block 15 (Present Grade) LT. Block 16 (Present Grade Date) 11 August 2011. Block 18 (Type of Duty) Active. Block 24 (USN) yes.

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c. On 12 November 2011, Petitioner entered active duty.

d. On 23 January 2018, [REDACTED] issued Petitioner an Administrative Remarks (NAVPERS 1070/613) listing the following: "IAW Current Policy and governing Instructions you have elected and agreed to complete (4) additional years in the Armed Forces to meet eligibility to transfer your Post 9/11 Montgomery GI Bill Benefits to your dependents. You are advised that your dependents must be registered in DEERS and listed in your current NAVPERS1070/602 (Pago 2) In order for them to receive benefits.

You are advised that failure to complete your 4 year obligation may lead to overpayment and recoupment of any payments by the Department of Veterans Affairs (VA). "

e. On 23 January 2018, [REDACTED] issued Petitioner an Administrative Remarks (NAVPERS 1070/613) listing the following: "I understand by signing this page 13, I agree to complete 4 more years in the Armed Forces (or to my statutory limit, whichever is less) In the Armed Forces (Active or Selected Reserves) from the date I request transferability of Post 9/11, REAP or MGIB SR education benefits to my dependents or family members using the transfer of education benefits site.

I understand that failure to complete this four year obligation may lead to an overpayment by the Department of Veterans Affairs (VA) that may be recouped for any payments made to dependents/family members." Furthermore, it was verified in his ESR on 24 January 2018.

f. On 6 November 2018, Petitioner requested Regular Officer Resignation effective 12 September 2019; completion of military service obligation. Navy Personnel Command denied the resignation request.

g. On 1 January 2019, Petitioner was appointed to LCDR/O-4.

h. On 8 March 2020, Petitioner submitted TEB application without completing the required Statement of Understanding and requested to allocate 6 months of education benefits to [A.J.S.]. The Service rejected the application on 9 March 2020, indicating, "Disapproved-SM [Service Member] has not committed to the required additional service time." There is no record of Petitioner completing the required statement of understanding (SOU) prior to submitting his TEB application.

i. Petitioner failed to select to Commander/O-5 during the Fiscal Year (FY) 2024 and FY 2025 selection board.

j. On 27 August 2025, Petitioner received response from MyNavy Career Center regarding his trouble ticket and indicated in part, "According to DEERS [MilConnect TEB Portal], you were rejected in 2020 for the purpose of Transferring your Education Benefits to your dependents. The reason for this rejection was because you did not comply with the new policy that was implemented 1 October 2018, which would have required you to complete a new SOU in My navy Education prior to submitting your TEB request."

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k. On 28 August 2025, Petitioner completed the required SOU. Petitioner submitted second TEB application on 29 August 2025 and requested to allocate 6 months of education benefits to [REDACTED]. The Service rejected the application on 2 September 2025, indicating, "Disapproved-SM has not committed to the required additional service time."

l. On 4 September 2025, Petitioner submitted third TEB application and requested to allocate 10 months of education benefits to [REDACTED]. The Service rejected the application indicating, "Disapproved-SM has not committed to the required additional service time."

m. Petitioner failed to select to Commander/O-5 during the FY 2026 selection board.

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 properly complete the administrative requirements outlined in references (c) through (f). Although Petitioner did not complete the appropriate administrative requirements, the Board determined that he continues to serve, has completed 6 years of active duty service after submitting his initial TEB application on 8 March 2020 and has completed the required SOU, thereby meeting the spirit and intent of reference (b). Therefore, the Board agreed, under these circumstances, relief is warranted.

RECOMMENDATION

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

Petitioner, in coordination with his command completed the required SOU on 8 March 2020 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, [REDACTED]/1-month, [REDACTED]/10 months, and [REDACTED]/1-month through the MilConnect TEB portal on 8 March 2020.

Commander, Navy Personnel Command (PERS-311) reviewed Petitioner's TEB application, and it was approved on 8 March 2020 with a 4-year service obligation. Note: PERS-311 will ensure Petitioner's Benefits for Education Administrative Services Tool Family Member History is updated with the aforementioned approved allocation of education benefits.

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

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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.

5/9/2026

