

DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS 701 S. COURTHOUSE ROAD, SUITE 1001 ARLINGTON, VA 22204-2490

> Docket No. 5021-22 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) MARADMIN 296/14, 20 Jun 14 (c) MARADMIN 391/15, 16 Jun 15

Encl: (1) DD Form 149 w/attachments

- (2) HQMC memo 5420 MMEA, 13 Sep 22
- (3) 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 was eligible for and received a zone "A" Selective Retention Bonus (SRB).
- 2. The Board, consisting of reviewed Petitioner's allegations of error and injustice on 22 September 2022 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, finds as follows:
- a. On 8 August 2011, Petitioner entered active duty for 4 years with an end of current contract (ECC) of 7 August 2015.
 - b. On 1 May 2015, Petitioner was promoted to Sergeant/E-5.
- c. In accordance with reference (c), to inform commanding officers, sergeants major, career planners, and marines of required changes to the FY15 SRB program in order to support continuing force shaping efforts. The FY15 SRB program was terminated 30 days after the release of this MARADMIN. Marines with an ECC during FY15 were longer be eligible for an SRB. An FY15 ECC is defined as any Marine who had an ECC on the date of reenlistment between 1 October 2014 and 30 September 2015.
- d. On 23 July 2015, Petitioner's 1st Term Active Duty Lateral Move request was submitted, and approved by HQMC on 13 August 2015. Furthermore, Petitioner was approved for MOS 0689 (CYBER Security Technician).
- e. On 3 August 2015, Petitioner signed an agreement to extend enlistment for 1 month with an End of Active Service (EAS) of 7 September 2015 awaiting response for FY15 reenlistment and lateral move request from HQMC.

- f. On 18 August 2015, Petitioner reenlisted for 5 years with an ECC of 17 August 2020.
- g. On 15 January 2017, Petitioner arrived to for duty as a 0689.
- h. On 5 July 2019, Petitioner's Careerist Active Duty Reenlistment request was submitted, and approved by HQMC on 3 October 2019. Petitioner's PMOS was 1721.
- i. On 12 October 2019, Petitioner reenlisted for 4 years and 11 months with an ECC of 11 September 2024. Furthermore, Petitioner received a zone "B" SRB.
 - j. On 1 December 2019, Petitioner was promoted to Staff Sergeant/E-6.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2),¹ the Board finds the existence of an injustice warranting the following corrective action. The board concluded that Petitioner was not approved for an FY15 Zone A SRB due to MARADMIN 296/14² being cancelled on 16 July 2015. However, Petitioner began the required screening and interview process for PMOS 0689 before the announcement of the FY15 SRBP cancellation. This circumstance supports a retroactive payment of the FY15 SRB because it was at no fault of Petitioner.

RECOMMENDATION

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

The Petitioner was discharged and reenlisted on 13/14 July 2015 vice 17/18 August 2015 for a term of 5 years.

Note: This change will entitle the member after completion of training to a zone "A" SRB for MOS 0689 LM, which is capped at \$51,000 for 48 months of additional obligated service. Remaining obligated service to 7 August 2015 will be deducted from SRB computation. Furthermore, Defense Finance and Accounting Service (DFAS) will complete an audit of Petitioner's records to determine how this affects Petitioner's zone "B" SRB.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

¹ Enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

Zone A applies to those active component Marines with 17 months to 6 years of active military service. First term Marines with exactly 6 years of active military service on the date of reenlistment may have been paid a zone A bonus if they had not previously received a zone A bonus. If they had received A zone a bonus, or if no zone A bonus was designated, they may have been paid a zone B bonus. SRB payments were limited to one payment per zone. Zone A lateral move SRB payments were only authorized for those Military Occupational Specialties (MOS)s designated with LM. Zone A SRB payments for Marines who reenlisted for at least 48 months obligated service were authorized as follows (bonuses for Marines who reenlisted for 36 to 47 months obligated service were calculated as per para 3.g)--the amounts listed below are in dollars: Furthermore, a zone "A" SRB for MOS 0689 LM, E-5 and above, which was capped at \$51,000 for 48 months of additional obligated service was authorized.

² Reference (b), this bulletin announced the SRB program authorized for FY15 and the suspension of the FY15 Broken Service SRB (BSSRB) program. First term Marines (zone a) who reenlisted on or after 1 July 2014 were eligible for the FY15 SRB program. Career Marines (zone B and C) who reenlisted on or after 1 July 2014 were eligible for the FY15 SRB program. This included any regular component first term or career Marine with an ECC from 1 October 2014 to 30 September 2015.

- 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-entitled 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.

