DEPARTMENT OF HOMELAND SECURITY BOARD FOR CORRECTION OF MILITARY RECORDS

Application for the Correction of the Coast Guard Record of:

XXXXXX, Xxxxxx X xxx xx xxxxx, XXXX FINAL DECISION BCMR Docket No. 2002-168

SUMMARY OF THE RECORD

The applicant asked that his record be corrected to show that he reenlisted on April 2, 2002 rather than having extended his enlistment for three years and five months on February 20, 2002. This correction would entitle the applicant to a Zone A selective reenlistment bonus (SRB) under ALCOAST 585/01 based on pay grade E-5 rather than E-4. On February 20, 2002, the date he signed the extension agreement, he was on the "supplemental list," awaiting advancement to XXX. He extended his enlistment to have a minimum of four years' obligated service to accept permanent change of station (PCS) orders. On April 1, 2002, he was advanced to XXX. On June 5, 2002, he transferred to his new station. He alleged that he was erroneously counseled that he would be able to reenlist after he was advanced to XXX, cancel his February 20, 2002 extension, and receive the Zone A SRB based on pay grade E-5. Under ALCOAST 585/01, which went into effect on February 1, 2002, members with the rating XXX were eligible for a Zone A SRB calculated with a multiple of one, but the multiple for XXX in Zone A was two.

On December 19, 2002, the Chief Counsel of the Coast Guard recommended that the Board grant relief because the record indicates that the applicant was awaiting advancement to XXX in February 2002 and that it is reasonable to assume that he was not made aware of his full entitlement rights to a Zone A SRB as an E-5. He stated that the record supports the applicant's allegation of error.

FINDINGS AND CONCLUSIONS

Under COMDTINST 7220.33, the applicant was entitled to proper counseling concerning his eligibility for an SRB. Although the applicant needed to obligate service to accept his orders to transfer in June 2002, the record indicates that he could have and with proper counseling should have waited to sign a contract until after his advancement to XXX to get a larger SRB. Accordingly, relief should be granted by voiding the extension of February 20, 2002, and allowing him to reenlist on April 2, 2002 for a greater amount of time to receive an SRB in pay grade E-5.

ORDER

The military record of , USCG, shall be corrected to show that he reenlisted on April 2, 2002 for at least 5 years, and, at his option, for 6 years to receive the Zone A SRB calculated with a multiple of two in effect for XXX under ALCOAST 585/01. The extension contract the applicant signed on February 20, 2002 shall be null and void. The Coast Guard shall pay him the amount due as a result of this correction.

<u>June 13, 2003</u>	
Date	Julia Andrews
	Felisa C. Garmon
	Dorothy J. Ulmer