

**DEPARTMENT OF HOMELAND SECURITY
BOARD FOR CORRECTION OF MILITARY RECORDS**

Application for the Correction of
the Coast Guard Record of:

**FINAL DECISION
BCMR Docket No. 2003-014**

XXXXXXXXXXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXXXXXXXXXXXXXXXXXX

SUMMARY OF THE RECORD

The applicant asked the Board to correct his record to show that he reenlisted for 6 years on November 3, 2001, at the end of his original 4-year enlistment, and that the short-term extension contracts he signed before and after that date are canceled. He alleged that, prior to the end of his original enlistment, he was never counseled that he could cancel the 9-month extension he had signed in March 2000 to attend school and reenlist for 6 years to receive an SRB under ALCOAST 127/01. In addition, he alleged that if he had reenlisted for 6 years on November 3, 2001, he would not have been required to sign a 2-year extension contract on July 31, 2002. His record contains no documentation of proper SRB counseling.

The Chief Counsel of the Coast Guard stated that the "Coast Guard does not object to granting the Applicant the relief he seeks."

FINDINGS AND CONCLUSIONS

Under COMDTINST 7220.33, each member is entitled to SRB counseling, documented on a "page 7" in his record, whenever he reenlists or extends his enlistment. The applicant's record has no such page 7s. Therefore, the Board finds that he has proved by a preponderance of the evidence that he was not properly counseled. The Board also finds that, if he had been counseled, he likely would have chosen to reenlist for 6 years on November 3, 2001, and cancel his 9-month extension. Moreover, if he had reenlisted, he would not have been required to sign a 2-year extension contract last July. Accordingly, relief should be granted.

ORDER

The military record of xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx, USCG, shall be corrected to show that on November 3, 2001, he canceled his 9-month extension contract and reenlisted for 6 years, through November 2, 2007, to receive a Zone A SRB under ALCOAST 127/01. The 2-year extension contract he signed on July 31, 2002, shall be removed from his record as null and void. The Coast Guard shall pay him the amount due as a result of this correction.

June 13, 2002
Date

Julia Andrews

Felisa C. Garmon

Dorothy J. Ulmer