

**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. 2003-059**

XXXXXXXXXXXXXXXXXX
XXXXXXXXXXXX

SUMMARY OF THE RECORD

The applicant asked the Board to correct his record so that he would receive a selective reenlistment bonus (SRB) based on a 42-month extension contract he signed on May 8, 2002, rather than on a 4-year extension contract that he signed on December 4, 2002. He alleged that when he signed the first contract to obligate service to accept transfer orders, he was wrongly advised that he was ineligible for an SRB. In addition, when he signed the second, longer extension he was not told that his SRB would be diminished by the term of service obligated under the first extension contract. The applicant submitted copies of the contracts and pointed out that he had not signed a CG-3307 to acknowledge receipt of SRB counseling. The first contract erroneously states that he was not eligible for an SRB at the time, and the second erroneously states that his SRB would be based on the full 48-month term of the contract.

The Chief Counsel of the Coast Guard recommended that the Board grant relief because the record indicates that the applicant was twice erroneously advised about his SRB eligibility.

FINDINGS AND CONCLUSIONS

Under COMDTINST 7220.33, the applicant was entitled to proper counseling concerning his eligibility for an SRB. The extension contracts he signed strongly support his allegations of erroneous counseling. The Board finds that he was not properly counseled about his SRB eligibility under ALCOAST 585/01 in May 2002 and that, if he had been, he would have extended his enlistment for at least 42 months to receive the SRB, and he would not have canceled that extension to re-extend in December 2002. Accordingly, relief should be granted.

ORDER

The military record of MK2 xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx, USCG, shall be corrected to show that on May 8, 2002, he extended his enlistment for at least 42 months, but at his discretion for a longer term of up to 72 months. The 4-year extension contract dated December 4, 2002, shall be removed from his record as null and void. The Coast Guard shall pay him any sum owed under ALCOAST 585/01 as a result of this correction.

August 28, 2003
Date

Julia Andrews

Felisa C. Garmon

Dorothy J. Ulmer