

**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. 2003-132**

XXXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXXXXXXXXXXX

SUMMARY OF THE RECORD

The applicant asked the Board to correct the term of an extension contract dated July 3, 2003, in his record from 2 years to 9 months. He alleged that on June 3, 2003, one month before his enlistment would end on July 5, 2003, he formally requested to extend his enlistment for just 9 months, instead of the minimum 2-year extension permitted under the Personnel Manual. When his request was not approved by Thursday, July 3, 2003, he had to sign a 2-year extension contract to avoid being discharged. However, on July 7, 2003, his command received the approval for a 9-month extension. In support of his allegations, the applicant submitted a copy of his command's message to the Personnel Command regarding his request for a waiver to extend his enlistment for just 9 months and a copy of the message from the Personnel Command approving his request.

The Judge Advocate General of the Coast Guard recommended that the Board grant the applicant's request. He stated that his recommendation was based on a discussion of the matter with the Personnel Command, which supported the applicant's allegations.

FINDINGS AND CONCLUSIONS

Under Article 1.G.14.a.1. of the Personnel Manual, the minimum period of an extension of an enlistment is two years, unless the extension is required for the member to obligate sufficient service to attend school or accept transfer orders. However, under Article 1.G.14.a.4., the Commander of the Personnel Command may authorize extensions "[f]or one year or other such period as Commander (CGPC-epm) may authorize in specific cases." Although the applicant was not entitled to a 9-month extension, the Board is persuaded that the Coast Guard committed an administrative error in delaying approval of his request until July 7, 2003. Accordingly, relief should be granted.

ORDER

The military record of MK3 xxxxxxxxxxxxxxxxxxxxxx, USCG, shall be corrected to show that he extended his enlistment on July 3, 2003, for 9 months, instead of 2 years.

April 29, 2004
Date

Jordan S. Fried

J. Carter Robertson

Kathryn Sinniger