



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

JLP:ddj  
Docket No: 549-02  
22 January 2003

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 22 January 2003. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by CNO memorandum 5420 N13D1/02U0377 29 July 2002, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board agreed with the advisory opinion in that when you changed from the CT rating to the AK rating the \$6,000.00 Enlistment Bonus (EB) for the CT rating became void. Further, at the time you enlisted there was no EB for the AK rating. Accordingly, that part of your petition is denied. However, the Chief of Naval Operations has made arrangements to deposit the \$3,000.00 EB College Kicker in your pay account. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that a more favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

Enclosure

W. DEAN PFEIFFER  
Executive Director



DEPARTMENT OF THE NAVY  
OFFICE OF THE CHIEF OF NAVAL OPERATIONS  
2000 NAVY PENTAGON  
WASHINGTON, D.C. 20350-2000

IN REPLY REFER TO  
5420  
N130D1/ 02U0377  
29 July 2002

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF  
NAVAL RECORDS

Subj: COMMENT AND RECOMMENDATION IN THE CASE OF PETTY OFFICER  
[REDACTED]

Encl: (1) BCNR case file #00549-02 with microfiche service record

1. The following provides comment and recommendation on Petty Officer [REDACTED] petition.
2. N130 recommends approval of Petty Officer [REDACTED] petition for an Enlistment Bonus (EB) in the amount of \$3,000.
3. Petty Officer [REDACTED] enlisted in the Navy through the Delayed Entry Program (DEP) on 30 November 2000, volunteered for the Cryptologic Technician, Collection (CTR) School Guarantee, and signed an EB contract for a total of \$9,000. At Recruit Training Command (RTC), Petty Officer [REDACTED] reclassified to the Aviation Storekeeper (AK) Program and did not sign an AK EB Contract. In his petition, Petty Officer [REDACTED] requests favorable action that would allow payment of a \$9,000 EB.
4. Petty Officer [REDACTED] original EB Contract included a \$6,000 CTR EB and a \$3,000 EB College Kicker. Payment of a rate specific EB is contingent upon qualification and continuation in that rate for the entirety of the member's required enlistment. An EB College Kicker is awarded for having appropriate college credits prior to entrance into the Navy. EB College Kicker payments can be made to individuals regardless of any rating reclassifications but are contingent on the individual fulfilling the entirety of his or her enlistment contract.
5. Petty Officer [REDACTED] makes reference to the fact that he was not offered an EB upon reclassification to the AK rate. EB is not an entitlement, but a recruiting tool used at the discretion of classifiers to entice individuals to enlist in critical skills. The EB program is budgeted based on quotas provided by the Commander, Navy Recruiting Command and the Enlisted Community Managers, not by the number of "A" School accession seats. Every recruit is not offered nor receives an EB. EB is guaranteed by an EB entry in Annex "A" to DD Form 4. Petty Officer [REDACTED] does not

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[REDACTED]

have an EB contract in his service record and therefore is not entitled to an EB.

6. Petty Officer [REDACTED] claims that the enlistment bonus for the AK rate is \$5,000. EB eligible ratings and award levels are announced by OPNAV messages. The message in effect the day a member enters the DEP, or the day the member reclassifies at RTC determines the amount of EB a member is eligible to receive. BUPERS message 142123Z NOV 00 (message in effect the day that Petty Officer [REDACTED] reclassified at RTC) did not include an AK EB.

7. Petty Officer [REDACTED] is eligible for a \$3,000 EB College Kicker as consistent with his original enlistment contract. He does not have an AK EB contract in his service record and therefore is not entitled to such EB. I have made arrangements to deposit the \$3,000 EB College Kicker in his pay account. No further action is necessary.

8. BCNR case file with microfiche service record is returned herewith as enclosure (1).

[REDACTED]  
Assistant, Enlisted Bonus  
Programs Branch