



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE RD SUITE 1001
ARLINGTON VA 22204-2490

BAN
Docket No. NR05122-14
13 January 2015

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: [REDACTED]

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments
(2) Navy Personnel Command (NPC) memo 1430 Ser 812/0370
of 24 Nov 2014

1. Pursuant to the provisions of reference (a) Petitioner filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show that he received two points for his Individual Augmentation (IA) from June 2011 to April 2012 for the September 2012 E-6 Navy-wide advancement examination. Additionally, that he was eligible to take the September 2011, March 2012 (without the two IA points) and September 2012 (with the two IA points) E-6 exams.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 12 January 2015 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

That Petitioner's naval record be corrected, where appropriate, as follows:

a. Petitioner was eligible to take the September 2011 and March 2012 E-6 Navy-wide advancement examinations due to having a Time in Rate waiver from his Commanding Officer for an Early Promote rating.

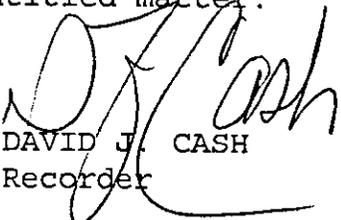
b. Petitioner is authorized two points for his IA from June 2011 to April 2012 towards his September 2012 Navy-wide advancement examination.

c. Petitioner was eligible to take the September 2012 E-6 Navy-wide advancement examination.

NOTE: NPC shall ensure that since Petitioner was advanced to E-6 from the March 2013 Navy-wide advancement, that his advancement score shall be compared to the September 2011, March 2012 and September 2012 E-6 advancement examination to see if he would have been advanced at an earlier date. If Petitioner does advance on an earlier date, then he will be entitled to all retroactive back-pay from his new effective date forward.

d. A copy of this Report of Proceedings will be filed in Petitioner's naval record.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.


DAVID J. CASH
Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of

Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

13 January 2015

A handwritten signature in black ink, appearing to read "Robert J. O'Neill", written in a cursive style.

ROBERT J. O'NEILL
Executive Director