



about the policy while on active duty, it would have changed your career outcome and subsequent retirement from the naval service.

The Board concurred with the AO, noting that in accordance with BUPERS Instruction 1430.16F, advancing temporary officers to the enlisted rates required an Enlisted Qualifications History NAVPERS 107/604 entry and an Administrative Remarks NAVPERS 107/613 entry in the enlisted field service record. The AO noted, and the Board concurred that your record does not include the NAVPERS 107/604 and NAVPERS 107/613 documenting your advancement to SCPO/E-8, but the Board was not convinced that this error alone is reason to deny your request for advancement because the Board noted that per BUPERS Instruction 1430.16F, “[e]xcept for [time in rate] and [Total Active Federal Military Service], *all other prerequisites for advancement are waived* for temporary officers advanced to permanent enlisted rates.” (emphasis added). The Board therefore determined that the NAVPERS 107/604 and NAVPERS 107/613 were not the authority for advancement to SCPO/E-8, rather they would have memorialized your advancement to SCPO/E-8.

Next, the Board reviewed your record to determine if you met the time in rate (TIR) and Total Active Federal Military Service (TAFMS) requirement for advancement in your enlisted grade. The Board determined that you met the three-year TIR on 1 May 2014, and the 16-year TAFMS requirement for advancement to SCPO/E-8 on or about 22 September 2016, prior to reversion to your enlisted grade on 30 March 2018.

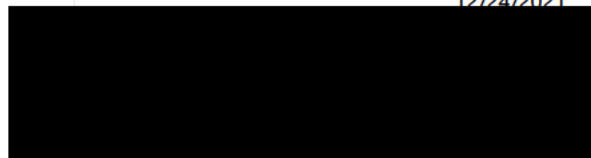
The Board noted, however, that NAVADMIN 275/15 (change in policy for appointments for LDOs) was published on 2 December 2015. NAVADMIN 275/15 announced that “effective immediately, paragraph 723 of [BUPERSINST 1430.16F] is deleted, terminating automatic enlisted advancements for the few remaining temporary LDOs.”

The Board determined that NAVADMIN 275/15 modified BUPERS Instruction 1430.16F by terminating automatic enlisted advancements before you met the TIR and TAFMS requirement for advancement in your permanent enlisted grade, and thus concluded that retroactive advancement to SCPO/E-8, effective 1 July 2014, or at any time while serving as a temporary LDO, is not warranted.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or 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,

12/24/2021

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Deputy Director

Signed by: 