



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

█  
Docket No. 4387-21  
Ref: Signature Date

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Dear Petitioner:

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your applications on 2 December 2021. The names and votes of the members of the panel will be furnished upon request. 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 applications, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies, as well as the 7 September 2021 Advisory Opinion (AO) provided by the Navy Personnel Command (PERS-44). The AO was provided to you on 8 October 2021 and your response was considered by the Board.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

The Board carefully considered your request backdate the entry of the Human Resources (HR) Lieutenant Commander Milestone Additional Qualification Designation (AQD), RB4 to 18 December 2020. The Board considered your contention that you successfully completed 18 months in this HR milestone assignment on 18 December 2020. You contend your request for this ADQ milestone with an 18 December 2020 effective date was denied by your superior officer and you argue that the AQD was awarded to another officer, despite that officer starting his milestone tour in July 2019. You also provided information that your request was presumably denied in order to minimize the number of people with highly qualified records considered by the Fiscal Year (FY) 2022 O-5 Active Line Board so as to increase the chances of the favored officers getting selected. You further contend the individual who denied your

request admitted to advising selection board members to downgrade any record without AQD RB4 at the O-5 Line Promotion Selection Board, which is a direct violation of the Chief of Naval Officer's Promotion Board Rules of Engagement.

The Board noted that on 18 June 2019, you reported to the U.S.S. [REDACTED] as the Training Officer. On 18 December 2020, you completed the minimum 18 months required for the milestone credit. However, you still had six months remaining on your 24-month tour. The Board thus substantially concurred with the AO that, in accordance with Military Personnel Manual 1301-234, milestone credit will generally be awarded upon successful *completion* of the milestone tour (emphasis added). Since there were no extenuating community needs for your reassignment prior to completion of your 24-month milestone tour, the Board determined that awarding the RB4 AQD to you, upon completion of 18 months of your milestone tour, was not warranted.

The Board considered your assertions that the AQD was awarded to another officer, despite that officer starting his milestone tour in July 2019, that you were denied the AQD in order to minimize the number of people with highly qualified records considered by the FY 2022 O-5 Active Line Promotion Selection Board so other officers besides you would get selected, and that an officer purportedly advised selection board members in direct violation of the Chief Naval Officer's Promotion Board Rules of Engagement. The Board noted that these assertions do not allege an error or injustice in your official military personnel file warranting corrective action. The Board concluded that your petition does not demonstrate an injustice warranting the backdating of your AQD RB4 with an effective date of 18 December 2020.

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,

12/22/2021

[REDACTED]

Deputy Director

Signed by: [REDACTED]