



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

[REDACTED]
Docket No. 5554-21
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED] [REDACTED] USN, [REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) NAVADMIN 313/18
(c) [REDACTED] (BLUE) ltr 1306 Ser 740B/133 of 21 Jul 21

Encl: (1) DD Form 149 w/attachments
(2) NPC memo 1430 PERS 8031/260 of 22 Sep 21
(3) NETPDC email of 4 Nov 21
(4) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to establish advancement to Missile Technician Second Class (MT2)/E-5 from the March 2020 (Cycle 247) Navy Wide Advancement Exam (NWAE).

2. The Board, consisting of [REDACTED] and [REDACTED] reviewed Petitioner's allegations of error and injustice on 23 November 2021 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, relevant portions of Petitioner's naval record, 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, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. In accordance with reference (b), Professional Military Knowledge Eligibility Exam (PMK-EE) is an additional eligibility requirement for advancement to paygrades E-4 through E-7. Additionally, PMK-EE must be completed by the first day of the month in which the NWAE is administered.

b. Petitioner advanced to Missile Technician Third Class (MT3)/E-4 effective 1 September 2019; however, the advancement was not executed until October 2020 per reference (c). This delay prevented Petitioner from participating in the March 2020 (Cycle 247) and September 2020 (Cycle 248) NWAE.

c. Petitioner completed the PMK-EE for E-5 on 15 January 2021,

d. Petitioner advanced to MT2/E-5 effective 16 October 2021.

e. In correspondence attached as enclosures (2) and (3), 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 enclosures (2) and (3), the Board finds the existence of an injustice warranting the following corrective action. The Board determined after comparing the March 2021 (Cycle 251) NWAE to March 2020 (Cycle 247) NWAE the Petitioner's final multiple score (FMS) did exceed the minimum multiple required for advancement. However, Petitioner did not complete PMK-EE until 15 January 2021; therefore, partial relief is warranted.

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner's March 2021 (Cycle 251) NWAE was compared to the missed March 2020 (Cycle 247) MT2/E-5 NWAE. Petitioner's FMS for Cycle 247 was 120.35; the Minimum Multiple Required was 106.18.

Petitioner advanced to MT2/E-5 effective "15 January 2021" vice "16 October 2021" with a time and rate date of "1 January 2021" vice "1 July 2021."

The part of Petitioner's request for corrective action that exceeds the foregoing is denied in accordance with reference (b).

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

4. It is certified that a 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.

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 the reference, has been approved by the Board on behalf of the Secretary of the Navy.

1/12/2022

[REDACTED]

Deputy Director

[REDACTED]