



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

[REDACTED]  
Docket No. 5658-21  
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552

Encl: (1) DD Form 149 w/attachments  
(2) NPC memo 1430 PERS 8031/262 of 22 Sep 21  
(3) 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 the March 2020 Cycle 247 Navy Wide Advancement Examination (NWAE) to be validated.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED], reviewed Petitioner's allegations of error and injustice on 26 October 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. On 19 July 2017, Petitioner entered the Navy onto active duty.
- b. From March 2018 through September 2019, Petitioner participated in Cycles 239, 240, 243, and 244 and passed not advanced (PNA'd) each NWAE.
- c. On 16 December 2019, Petitioner was awarded an Associate's Degree.
- d. In March 2020, Petitioner participated in Cycle 247 NWAE and it was invalidated.
- e. 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.

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## CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board agreed with Navy Enlisted Training Professional Development Command (NETPDC) findings that Petitioners Cycle 247 NWAE due to the Navy Enlisted Advancement System (NEAS) listed Petitioner as released from duty. The Board agreed that Petitioner's Cycle 247 NWAE should not have been invalidated and if validated, Petitioner would have exceeded the minimum multiple required to be advanced. In addition, Petitioner's education points should be two vice zero due to the completion of his Associates Degree before the start of the Cycle 247 NWAE. The Board finds the existence of an injustice warranting the following corrective action.

## RECOMMENDATION

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

Petitioner's March 2020 Cycle 247 NWAE be revalidated. Note: The following scores apply; S/S 50.29, PMA 64.00 (4.00), Awards 0, Education 2, SIPG (0211) 0.58, PNA 4.50, FMS: 121.37. The minimum multiple required to be advanced from Cycle 247 is 121.24.

Petitioner was advanced to HM3/E-4 effective 16 September 2020 with a Time in Rate (TIR) date of 1 July 2020.

Note: The change to the effective date of advancement to E-4 may have affected Petitioner's E-5 advancement opportunity. If Petitioner was eligible for, but did not take the E-5 examination because the above change had not yet been made, the following procedures will apply to remediate that missed opportunity. Petitioner should submit for an exception to policy (ETP) to the Chief of Naval Operations (OPNAV N132C) in accordance with BUPERSINST 1430.16 series. If all requirements are met for eligibility of a missed exam and an ETP is disapproved by N132C, Petitioner may reapply to this Board for consideration of advancement to E-5 retroactive to the date Petitioner would have been advanced on the "missed" examination cycle(s). Petitioner should submit a DD Form 149, command endorsement/recommendation, and must include a copy of this letter with the request, a copy of the advancement in rate or change of rating worksheet (NETPDC 1430/3) for the cycle(s) missed, and all supporting documentation in accordance with the respective NAVADMIN for adjudication from this Board.

Defense Finance & Accounting Service (DFAS) will complete an audit of Petitioner's records to determine if Petitioner is due any back pay and allowances.

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

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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.

[REDACTED] 11/22/2021

Deputy Director

Signed by: [REDACTED]