



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

█
Docket No. 6208-21
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO █, USN, XXX-XX-█

Ref: (a) Title 10 U.S.C. § 1552
(b) BUPERSINST 1430.16G
(c) NAVADMIN 284/19

Encl: (1) DD Form 149 w/attachments
(2) NPC memo 1430 PERS 8031/289 of 20 Oct 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 her naval record be corrected to establish retroactive advancement to Operations Specialist Second Class (OS2)/E-5 from the March 2020 (Cycle 247) Navy Wide Advancement Examination (NWAE).

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 16 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, she 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), Commanding Officers may request standard score comparison exception to policy no later than 6 months after the missed exams limiting date. Reference (c) indicated the NWAE for E-5 candidates would be held on 12 March 2020.

b. Petitioner advanced to Operations Specialist Third Class/E-4 on 24 September 2019.

c. Petitioner missed the March 2020 (Cycle 247) NWAE due to the birth of her child on █; the date of exam. Subsequently, Petitioner was on maternity convalescent leave from █ through █.

d. Petitioner participated in the September 2020 (Cycle 248) NWAE and was selected for advancement to OS2/E-5 effective 16 June 2021.

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.

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

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. Petitioner met the basic eligibility criteria to participate in the NWAE but was unable to participate in Cycle 247 because of the birth of her child. The Board felt, under these circumstances, score comparison was warranted and Petitioner met the minimum multiple required for retroactive advancement to OS2/E-5.

RECOMMENDATION

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

After comparison of September 2020 (Cycle 248) NWAE to the March 2020 (Cycle 247) NWAE, Petitioner advanced to OS2/E-5 effective "16 December 2020" vice "16 June 2021" with a Time in Rate (TIR) date of "1 July 2020" vice "1 January 2021."

Note: Petitioner's Final Multiple Score (FMS) was 91.92; the minimum multiple required for advancement to OS2/E-5 for the Cycle 247 NWAE was 41.13.

Defense Finance and Accounting Service will complete an audit of Petitioner's records to determine if Petitioner is due retroactive 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 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.

12/20/2021

[REDACTED]
Deputy Director

Signed by: [REDACTED]