



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

[REDACTED]
Docket No. 7271-21
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
(b) BUPERSINST 1430.16G
(c) NAVADMIN 284/19

Encl: (1) DD Form 149 w/attachments
(2) NPC memo 1430 PERS 8031/0322 of 22 Nov 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 establish retroactive advancement to Master-At-Arms Second Class (MA2)/E-5 from the March 2020 (Cycle 247) Navy Wide Advancement Exam (NWAE).

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 20 January 2022 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), points are only given for awards approved or earned prior to the day of the regularly scheduled NWAE. Additionally, the policy stipulates a leadership development course is required upon selection and prior to frocking or advancement. Petty Officer Second Class Leadership Course (PO2SLC) Phase One is required prior to frocking or advancement and completion of PO2SLC Phase Two is required prior to the date of the first pay increment of the respective advancement cycle.

b. On 31 August 2017, Petitioner reported to [REDACTED] for duty.

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c. On 28 November 2018, [REDACTED] awarded Petitioner a Navy and Marine Corps Achievement Medal for the period of 1 October 2018 through 2 October 2018.

d. Petitioner received detachment evaluation for the period of 16 July 2018 through 12 June 2019. Block 44 (Qualifications/Achievements) reflects "Awards: NAM (1st), NAM (2nd)".

e. Petitioner's March 2020 (Cycle 247) exam profile data reflects "0" award points.

f. Petitioner's September 2020 (Cycle 248) exam profile data reflects "2" award points.

g. On 24 March 2021, Naval Base [REDACTED] submitted an exception to policy (ETP) request stating Petitioner should have been advanced via the March 2020 (Cycle 247) NWAE for an incorrect final multiple score (FMS) as a result of the correct award value not being calculated.

h. On 17 August 2021, Naval Base [REDACTED] submitted an additional ETP request stating Petitioner should have been advanced via the March 2020 (Cycle 247) NWAE for an incorrect FMS as a result of the correct award value not being calculated.

i. Petitioner's September 2021 (Cycle 252) exam profile data reflects "2" award points.

j. 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 no merit until Awards Record is updated at which time the Petitioner's request would warrant favorable action.

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 eligibility requirements to participate in the March 2020 (Cycle 247) NWAE in accordance with references (b) and (c). Petitioner was awarded a Navy and Marine Corps Achievement Medal in 2018; however, the certificate has not been uploaded to his official military personnel file or Navy Standard Integrated Personnel System Awards Record, thereby impeding his eligibility for advancement to MA2/E-5 from the Cycle 247 NWAE. The Board noted Petitioner has not completed PO2SLC Phase One and Phase Two, as required by reference (b), but warrants relief after completion of the course.

RECOMMENDATION

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

On 28 November 2018, [REDACTED] awarded Petitioner his first Navy and Marine Corps Achievement Medal for the period of 1 October 2018 through 2 October 2018.

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Petitioner's Examination Profile Information and Exam Status sheet from the March 2020 (Cycle 247) NWAE is modified to read Awards is "2" vice "0" and FMS is "120.78" vice "118.78."
Note: The Minimum Multiple Required was 119.34.

Petitioner advanced to MA2/E-5 effective 16 December 2020 with a time in rate date of 1 July 2020. Note: Petitioner is required to complete PO2SLC Phase One and Phase Two per prior to retroactive advancement.

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.

2/25/2022

[REDACTED]

Deputy Director

[REDACTED]