

DEPARTMENT OF THE NAVY

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

> Docket No. 91-22 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

Encl: (1) DD Form 149 w/attachments

(2) NPC memo 1430 PERS 8031/067 of 22 Feb 22

(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 Hospital Corpsman First Class (HM1)/E-6 from the March 2020 (Cycle 247) Navy Wide Advancement Exam (NWAE).
- 2. The Board, consisting of ______, and _____ reviewed Petitioner's allegations of error and injustice on 10 March 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. Petitioner was deployed in support of Combined Joint Task Force, Operation Inherent Resolve (CJTF-OIR) during the March 2020 (Cycle 247) NWAE.
- b. In September 2020, Petitioner participated in Cycle 248 NWAE, and advanced to HM1/E6 effective16 June 2021 with a time in rate (TIR) date of 1 January 2021.
- c. On 8 March 2022, NETPDC provided cycle comparison from September 2020 (Cycle 248) NWAE to March 2020 (Cycle 247) NWAE due to special circumstances "Missed Cycle IA (E4-E6)" with a Final Multiple Score (FMS) of 155.86.

CONCLUSION

Upon review and consideration of all the evidence of record and especially in light of the contents of enclosure (2)¹, the Board finds the existence of an injustice warranting the following corrective action. Petitioner missed the March 2020 (Cycle 247) NWAE due to deployment. Reference (b) provides guidance on action required for missed examinations due to deployment; however, there is no evidence that Petitioner or command completed the appropriate action. Therefore, the Board felt, under these circumstances, score comparison was warranted and Petitioner exceeded the minimum multiple required for retroactive advancement to HM1/E6.

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 received the following scores: Standard Score 62.36; Performance Mark Average (PMA) 4.40/72.00; Service in Pay Grade (SIPG) (0706)/01.50; Awards 12.00; Education 03.00; passed not advanced (PNA) 6.00; and FMS = 155.86. The minimum multiple required for advancement to HM1/E-6 was 149.89.

Petitioner advanced to HM1/E6 effective "16 December 2020" vice "16 June 2021" with a TIR date of "1 July 2020" vice "1 January 2021."

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 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 with cycle comparison for missed examination to be executed by Naval Education and Training Professional Development Center (NETPDC).