

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 1618-22 Ref: Signature Date

	Chairman, Board for Correction of Naval Records Secretary of the Navy
Subj:	REVIEW OF NAVAL RECORD ICO XXX-XX-
Ref:	(a) Title 10 U.S.C. § 1552 (b) BUPERSINST 1430.16G

Encl: (1) DD Form 149 w/attachments

(c) NAVADMIN 150/20

(2) 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 be advanced to Gunner's Mate Third Class (GM3)/E-4 from the September 2020 (Cycle 248) Navy Wide Advancement Examination (NWAE).
- 2. The Board, consisting of \_\_\_\_\_\_, and \_\_\_\_\_, and \_\_\_\_\_, reviewed Petitioner's allegations of error and injustice on 22 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. On 1 May 2019, Petitioner was awarded a Associate in Arts Degree from
  - b. Petitioner's Active Duty Service Date is 26 November 2019.
- c. In September 2020, Petitioner participated in the Cycle 248 NWAE and passed not advanced (PNA).
  - d. In March 2021, Petitioner participated in the Cycle 251 NWAE and PNA.
  - e. In September 2021, Petitioner participated in the Cycle 252 NWAE and PNA.

f. On 8 March 2022, NETPDC confirmed confirmed education points was not included in Petitioner FMS for Cycles 248, 251 and 252 because his degree was not entered in JST. Petitioner's record reflects the degree has since been entered in JST.

## **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. In accordance with references (b)<sup>1</sup> and (c), Petitioner met the criteria to receive two education points; however, the points were not accounted for at the time Petitioner participated in the September 2020 (Cycle 248) NWAE. Although the proper administrative requirements were not completed, the Board felt that under these circumstances, relief is warranted.

## RECOMMENDATION

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

Petitioner's Examination Profile Information and Exam Status sheet from the September 2020 (Cycle 248) NWAE is modified to read Education is "2" vice "0" and Final Multiple Score is "84.51" vice "82.51." Note: The Minimum Multiple Required was 82.54.

Petitioner advanced to GM3/E-4 effective 16 June 2021 with a time in rate date of 1 January 2021. Note: Petitioner is required to complete POSLC per reference (b) prior to advancement.

Note: The change to the effective date of advancement to E-4 may also have affected Petitioner's E-5 advancement opportunity. If Petitioner was eligible for, but did not take the E-5 NWAE because the above change had not occurred, the following procedures will apply to remediate that missed opportunity. Petitioner should submit an ETP to the Chief of Naval Operations (OPNAV N132) in accordance with reference (b). If all requirements are met for a missed exam and OPNAV N132 disapproves an ETP, Petitioner may reapply to this Board for consideration of advancement to E-5 retroactive to the date Petitioner would have advanced on the "missed" examination cycle(s). Petitioner must submit a DD Form 149, with at least a copy of worksheet for the missed cycle(s), command endorsement/recommendation, disapproved ETP and a copy of this letter. The Board will then determine whether the request for retroactive advancement will be approved.

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

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<sup>&</sup>lt;sup>1</sup> In accordance with reference (b), education points will be calculated and credited by the Joint Services Transcript (JST). Naval Education and Training Professional Development Center (NETPDC) will receive data from Navy College Management Informtion System for calculation into the candidates final multiple score (FMS). Requests for correction or addition to education points should be submitted to NETPDC and must include a copy of the JST. Additionally, Commanding Officers may request standard score comparison exception to policy (ETP) no later than 6 months after the missed exams limiting date. Furthermore, the policy stipulates completion of the Petty Officer Selectee Leadership Course (POSLC) is required prior to frocking or advancement.

- 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.

