



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

█  
Docket No. 2073-22  
Ref: Signature Date

█  
█  
█  
  
Dear █ █

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 19 May 2022. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion by Navy Personnel Command memorandum 1430 PERS 8031/118 of 28 March 2022 which was previously provided to you for comment.

You requested advancement to E-4 with time-in-rate (TIR) date of 1 January 2020 and advancement to E-5 with TIR date of 1 January 2022. Additionally, you requested the associated backpay with the retroactive advancements. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board concluded that in accordance with Military Personnel Manual Article 1510-030, personnel in the Advanced Technical Field ratings are authorized guaranteed advancement to E-4 after successfully completing "A" school or advance training (when applicable) after serving 6 months TIR as an E-3; participation in the Navy Wide Advancement Exam (NWAE) is not required. However, prior to advancement to E-4, all requirements must be completed for advancement in rate; and Commanding Officer's recommendation via NAVPERS 1336/3, Special Request/Authorization must be obtained. A review of your record indicates you advanced to Information System Technician Third Class (ITS3)/E-4 effective 16 May 2021. The Board could not find, nor did you provide evidence of obtaining your Commanding Officer's approval for advancement to ITS3/E-4 prior to 16 May 2021. The Board noted TIR for E-4 to E-5 is 12 months per Bureau of Naval Personnel Instruction 1430.16G; therefore, based on your effective

date of advancement to ITS3/E-4, you were ineligible to participate in the September 2021 (Cycle 252) NWAE. Moreover, Navy Administrative message 085/18 implemented the requirement to complete the Professional Military Knowledge Eligibility Exam (PMK-EE) by the first day of the NWAE administration month; you completed PMK-EE for E-5 on 15 December 2021. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

6/8/2022

█

Deputy Director

█