

Docket No. 2219-22 Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO

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- Ref: (a) Title 10 U.S.C. § 1552 (b) BUPERSINST 1430.16G (c) NAVADMIN 222/20
- Encl: (1) DD Form 149 w/attachments (2) NPC memo 1430 PERS 8031/131 of 6 Apr 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 compare the March 2021 (Cycle 251) Navy Wide Advancement Examinations (NWAE) to the missed September 2020 (Cycle 248) NWAE. Thereafter, apply the 1.5 pass not advanced points earned to the September 2021 (Cycle 252) NWAE and advance to Construction Mechanic First Class (CM1)/E-6.

2. The Board, consisting of **Constant 1**, **Constant 1**, and **Constant 1**, and **Constant 1** reviewed Petitioner's allegations of error and injustice on 12 May 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), Commanding Officers may request standard score comparison exception to policy (ETP) no later than 6 months after the missed exam limiting date. Request submitted later than 6 months after the missed exam limiting date required Board adjudication.

b. In accordance with reference (c), Cycle 248 NWAE for E-6 candidates was changed from 3 September 2020 to a testing window from 1 September 2020 through 16 September 2020 to facilitate adequate social distancing as a result of the COVID-19 pandemic.

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c. Petitioner advanced to CM2/E-5 effective 16 December 2012.

d. In September 2020, Petitioner did not participate in the Cycle 248 NWAE because of a family emergency during the period of 7 September 2020 through 18 September 2020; exam limiting date was 30 June 2021.

e. Petitioner participated in March 2021 (Cycle 251) NWAE and passed not advanced; Final Multiple Score (FMS) 140.48 and Minimum Multiple Required (MMR) 153.80.

f. Petitioner participated in the September 2021 (Cycle 252) NWAE and passed not advanced. FMS 147.87 and MMR 149.20.

g. 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.

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. The Board concluded Petitioner provided sufficient evidence to reflect not participating in the Cycle 248 NWAE as a result of a family emergency; therefore, relief is warranted.

RECOMMENDATION

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

After comparison of March 2021 (Cycle 251) NWAE to the September 2020 (Cycle 248) NWAE, Petitioner received the following scores: Standard Score 68.40; Performance Mark Average (PMA) 4.05/61.50; Service in Pay Grade (SIPG) (0806)/01.70; Awards 07.00, Education 0.00; passed not advanced (PNA) 04.50; and FMS = 143.10. The MMR for advancement to CM1/E-6 for Cycle 248 NWAE was 163.72. Petitioner earned 1.5 PNA points.

Petitioner's Examination Profile Information and Exam Status sheet from the March 2021 (Cycle 251) NWAE is modified to read PNA is "4.50" vice "3.00" and Final Multiple Score is "141.98" vice "140.48." Note: MMR was 153.80.

Petitioner's Examination Profile Information and Exam Status sheet from the September 2021 (Cycle 252) NWAE is modified to read PNA is "4.50" vice "3.00" and Final Multiple Score is "149.37" vice "147.87." Note: MMR was 149.20.

Petitioner advanced to CM1/E-6 effective 16 June 2022 with time-in-rate date of 1 January 2022.

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

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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.

