



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

[REDACTED]
Docket No. 5060-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USNR,
XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) BUPERSINST 1430.16G

Encl: (1) DD Form 149 w/attachments
(2) NPC memo 1430 PERS 8031/319 of 24 Aug 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 her naval record be corrected to establish retroactive advancement to Damage Controlman First Class (DC1)/E-6.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 6 September 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, she exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. Petitioner reenlisted on 21 November 2018 for a term of 2-years in Branch Class "USNR" with Reserve Active Duty Obligation (RADO) Months/Days: 024/000.

b. In March 2019, Petitioner participated in Cycle 243 for DC1 in "USNRT" Branch Class and passed not advanced.

c. Petitioner reenlisted on 12 June 2019 for a term of 6-years in Branch Class "USNR" with RADO Months/Days: 072/000.

d. On 20 June 2019, Petitioner awarded Navy and Marine Corps Achievement Medal for the period of November 2015 to June 2019.

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e. Petitioner participated in Cycles 244 through 251 for DC1 in “USN” Branch Class and passed not advanced each cycle.

f. In September 2021, Petitioner participated in Cycle 252 for DC1 in “USNRT” Branch Class and was selected for advancement effective 16 February 2022.

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 should be denied based on not meeting the minimum multiple required (MMR) for advancement for Cycles 244 through 251.

h. On 1 September 2022, Navy Education and Training Professional Development Center corrected data and results for Cycle 244 utilizing “USNRT” examination score and adding two awards points for the Navy and Marine Corps Achievement Medal. Petitioner’s final multiple score (FMS) for Cycle 244 was 103.40, exceeding the MMR of 103.16.

CONCLUSION

Upon review and consideration of all the evidence of record, and despite the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. Petitioner is a Full Time Support (FTS) (Branch/Class 32) Sailor, however, her exams for Cycles 244 through 251 were erroneously scored against the active component MMR. Additionally, in accordance with reference (b), the Board determined enclosure (2) did not account for the two awards points Petitioner earned as a result of receiving a Navy and Marine Corps Achievement Medal prior to Cycle 244. Therefore, the Board felt, under these circumstances, Petitioner should receive two awards points for Cycle 244 and the aforementioned exams should be scored against the FTS MMR.

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 2019 (Cycle 244) Navy Wide Advancement Exam (NWAE) is amended to reflect Branch/Class: “USNRT” vice “USN”; Awards “2” vice “0”; FMS “103.40” vice “101.40”; MMR: “103.16” vice “125.84”; and Final Status: “Selected” vice “PNA-PTS 0.0/0.00.”

Petitioner advanced to DC1/E-6 effective "16 June 2020" vice “16 February 2022” with a time in rate date of "1 January 2020" vice “1 January 2022.”

Note: The change to the effective date of advancement to E-6 may also have affected Petitioner's E-7 advancement opportunity. If Petitioner was eligible for, but did not take the E-7 NWAE because the above change had not occurred, the following procedures will apply to remediate that missed opportunity. Petitioner should submit an exception to policy (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

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for consideration of advancement to E-7 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.

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.

9/16/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]