



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

[REDACTED]
Docket No. 6936-22
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) BUPERSINST 1430.16G
(c) NAVADMIN 326/19

Encl: (1) DD Form 149 w/attachments
(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 establish performance mark average (PMA) of 3.80 for the March 2021 (Cycle 251) Navy Wide Advancement Exam (NWAE). Additionally, Petitioner request retroactive advancement to Information Systems Technician Second Class (IT2)/E-5 from Cycle 251 NWAE.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 20 October 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 and Officer in Charge (OIC) are authorized to submit exception to policy (ETP) requests with Command Immediate Superior in Command (ISIC) endorsement within 6-months after the exams limiting date.

b. Reference (c) specified, the minimum time in rate for E-4 was 1 July 2020. Additionally, the policy indicated that candidates taking the E-5 NWAE will have their PMA computed using all evaluations in the current pay grade that fell within the 1 December 2019 to 28 February 2021 period.

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c. On 24 January 2020, Petitioner issued Detachment of Individual evaluation for the period of 1 September 2019 to 24 January 2020 with a promotion recommendation of "Early Promote" equating to 4.00 PMA.

d. On 25 June 2020, Petitioner issued Periodic evaluation for the period of 25 January 2020 through 15 June 2020 with a promotion recommendation of "Promotable" equating to 3.60 PMA.

e. On 25 June 2020, Petitioner completed the Professional Military Knowledge Eligibility Exam for E-5.

f. In March 2021, Petitioner participated in Cycle 251 NWAE with PMA listed as 3.60 and passed not advanced; final multiple score (FMS) was 83.08 but minimum multiple required (MMR) for advancement to IT2/E-5 was 92.51.

g. On 15 March 2022, [REDACTED] requested an ETP from Director, Military Personnel Plans and Policy (N13). On 5 October 2022, OPNAV N132 confirmed the ETP was returned to the Command with no action taken because the ETP was received without ISIC endorsement.

h. On 18 October 2022, Naval Education and Training Professional Development Center confirmed if PMA was corrected to 3.80/48.00 points for Cycle 251 NWAE, Petitioner's FMS would be 99.08; exceeding the MMR for advancement to IT2/E-5 effective 16 December 2021 with time in rate (TIR) date of 1 July 2021.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded Petitioner's Detachment of Individual evaluation report ending 24 January 2020 was not included in the calculation of PMA for Cycle 251 NWAE, resulting in not meeting the MMR required for advancement. Therefore, the Board felt, 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 March 2021 (Cycle 251) NWAE is modified to reflect PMA/Eval Average is "3.80/48.00" vice "3.60/32.00" and FMS is "99.08" vice "83.08." Note: MMR for advancement to IT2/E-5 for Cycle 251 was 92.51.

Petitioner advanced to IT2/E-5 effective 16 December 2021 with a TIR date of 1 July 2021.

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.

11/4/2022

