

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

> Docket No. 8914-22 Ref: Signature Date



-	 	
Dear		
Deal		•

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 9 March 2023. 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.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested your March 2018 (Cycle 239) Navy Wide Advancement Exam (NWAE) be corrected to reflect an additional two points due to missing Navy and Marine Corps Achievement Medal (NMCAM) from 2010—bringing your total awards points to eight. 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 Bureau of Naval Personnel Instruction 1430.16F, points are only given for awards approved or earned prior to the day of the regularly scheduled NWAE. Individual Augmentees that serve greater than 90 days in an eligible area received two awards points until 20 December 2018 per Navy Administrative (NAVADMIN) message 321/18, and the NMCAM is worth two awards points. NAVADMIN 114/14 discontinued the awarding of points for the Good Conduct Medal effective the August and September 2014 Active Duty and Reserve NWAE cycles.

Prior to Cycle 239 NWAE your record reflected an Individual Augmentation tour from 1 July 2011 to 31 January 2012 and one NMCAM for the period of June 2016 to June 2017 (given on 17 August 2017); equaling four awards points. Although your record does reflect, a second NMCAM issued for the period of 1 April 2015 through 4 June 2019, this award is not applicable for Cycle 239 NWAE. The Board noted the NMCAM provided by you for the period of September 2010 to March 2015 is not in your official military personnel file (OMPF) and has not been authenticated by the Service, therefore, cannot be accepted as official at this time. Moreover, your record does not substantiate the six awards points given for the Cycle 239 NWAE. On the contrary, your OMPF currently only supports four awards points for Cycle 239; therefore, even if the Board approved adding the NMCAM for the period of September 2010 to March 2015, that would bring your total awards points to six; short of the minimum multiple required for advancement from Cycle 239.

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,