

Docket No. 842-23 Ref: Signature Date

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

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

- Ref: (a) Title 10 U.S.C. § 1552 (b) BUPERSINST 1430.16G (c) NAVADMIN 150/20 (d) NAVADMIN 222/20
- Encl: (1) DD Form 149 w/attachments
 (2) NPC memo 1430 PERS 8031/165 of 5 Apr 23
 (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 Exam (NWAE) to the missed September 2020 (Cycle 248) NWAE.

2. The Board, consisting of **Example**, **Mathematical**, and **Example** reviewed Petitioner's allegations of error and injustice on 13 April 2023 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. Reference (c) required candidates taking the E-6 Cycle 248 NWAE to have their reporting seniors cumulative average (RSCA) performance mark average (PMA) computed per Navy Administrative message 312/18, using all E-5 evaluations that fell within the 1 September 2017 to 31 August 2020 period. The minimum time-in-rate (TIR) date must be on or before 1 January

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2018 for E-6. E-6 candidate TIR requirements for early promote Sailors can be waived by one year with commanding officer/officer-in-charge approval in line with reference (b). Reference (d) directed testing window to administer Cycle 248 NWAE to ensure adequate social distancing during the COVID-19 pandemic; E-6 exams were administered from 1 September 2020 to 16 September 2020.

c. On 24 April 2017, Petitioner reported Georgia for duty.

d. On 18 June 2020, Petitioner completed Professional Military Knowledge Eligibility Exam for E-6.

e. On 18 July 2018, Petitioner advanced to Cryptologic Technician Collection Second Class (CTR2)/E-5 with a TIR date of 1 July 2018.

f. Petitioner issued Periodic evaluation for period of report from 16 June 2018 to 15 March 2019 and received a Must Promote promotion recommendation.

g. Petitioner issued Periodic evaluation for period of report from 16 March 2019 to 15 March 2020 and received an Early Promote promotion recommendation.

h. Petitioner's PERSTEMPO Event History reflects deployment with from 26 August 2020 through 25 December 2020.

i. In March 2021, Petitioner participated in Cycle 251 NWAE and advanced to CTR1/E-6 effective 16 August 2021.

j. Petitioner detached **Constant and Sector and Sector**

k. On 11 April 2023, Navy Education Training and Professional Development Command (NETPDC) completed a standard score comparison of Petitioner's March 2021 (Cycle 251) NWAE to the missed September 2020 (Cycle 248) NWAE and determined his final multiple score (FMS) of 136.75 exceeded the minimum multiple required (MMR) of 126.94.

l. In the advisory opinion, 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 that Petitioner met the eligibility criteria to participate in Cycle 248 per references (b) through (d); however, because of being deployed and the COVID-

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19 pandemic protocols, he was unable to take the exam. Therefore, the Board agreed, under these circumstances, 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 September 2020 (Cycle 248) NWAE, Petitioner received the following scores: Standard Score 61.25; PMA 4.50/75.00; Service in Pay Grade (SIPG) (0206)/00.50; Awards 00.00, Education 0.00; passed not advanced (PNA) 00.00; and FMS/MMR = 136.75/126.94. Final Status: Selected.

Petitioner advanced to CTR1/E-6 effective "16 June 2021" vice "16 August 2021" and a TIR dare of "1 January 2021" vice "1 July 2021."

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.

