



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

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Docket No. 1678-23
Ref: Signature Date

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Dear █,

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 7 November 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. In addition, the Board considered the advisory opinion contained in Licensed Clinical Psychologist letter of 29 August 2023, which was previously provided to you for comment.

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 advancement to Mess Management Specialist First Class (MS1)/E-6 and retirement. 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 Bureau of Naval Personnel Instruction (BUPERSINST) 1430.16D outlines the requirements for advancement. Specifically, the policy indicates that generally advancement in the petty officer ranks requires participation in and passing of a Navy Wide Advancement Exam (NWAE). In accordance with BUPERSINST 1001.39D, a reservist must have completed 20 years of qualifying service to be eligible for non-regular service retirement.

A review of your record indicates you served on active duty from 26 October 1981 to 2 July 1992. At the time of your release from active duty you were a Mess Management Specialist

Second Class (MS2)/E-5 and thereafter reenlisted in the Navy Reserve as a MS2/E-5. In August 1995, you participated in Cycle 057 NWAEE for MS1/E-6 and your final multiple score of 186.17 did not exceed the minimum multiple required of 205.17 to advance. The Board could not find, nor did you provide evidence of you subsequently participating in another NWAEE or that you passed an exam that led to your advancement prior to your discharge from the Navy Reserve. Moreover, at the time of your discharge from the Navy Reserve you only had 10 years, 8 months and 23 days of qualifying service, thereby ineligible for a Navy Reserve retirement. The Board considered your mental health claims but ultimately agreed that it had no bearing on your time in service, ability to advance and/or eligibility for a non-regular retirement. Therefore, under these circumstances, a change to your record is not warranted.

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,

11/13/2023

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Deputy Director

Signed by: █