



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

██████████
Docket No. 6608-23
Ref: Signature Date

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

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

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

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by NPC (PERS-803), 22 Aug 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 September 2022 (Cycle 256) Navy Wide Advancement Exam (NWAE) to the missed March 2022 (Cycle 255) NWAE and retroactive advancement.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 14 September 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), the time-in-rate (TIR) requirement for E-4 to E-5 is 12-months and Flag Letter of Commendation is worth one award point.

b. On 19 May 2020, Petitioner entered active duty in pay grade E-2.

c. On 22 February 2021, ██████████ issued Petitioner "Accelerated Advancement to Petty Officer Third Class" NAVPERS 1070/613, Administrative Remarks indicating, "Accelerated advancement to ETV3 when eligible."

d. On 22 February 2021, Petitioner signed NAVPERS 1070/621, Agreement to Extend Enlistment for 12-months for Accelerated Advancement Program (AAP).

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

- e. On 16 March 2021, Petitioner advanced to ETVSN/E-3.
- f. Petitioner issued Detachment evaluation in rate/rank ETVSN for period of report from 17 July 2020 to 1 July 2021 with promotion recommendation of "Must Promote" equating to 3.8 performance mark average (PMA).
- g. On 27 July 2021, Petitioner reported to his first permanent duty station, [REDACTED] for duty.
- h. On 16 December 2021, Petitioner advanced to ETV3/E-4 under AAP; TIR 1 July 2021.
- i. On 19 December 2021, Petitioner completed Professional Military Knowledge Eligibility Exam for E-5.
- j. Petitioner issued Flag Letter of Commendation for the period of January to May 2022.
- k. Petitioner issued Periodic evaluation in rate/rank ETV3 for period of report from 2 July 2021 to 15 June 2022 with promotion recommendation of "Must Promote" equating to 3.8 PMA.
- l. In September 2022, Petitioner participated Cycle 256 NWAE and selected for advancement to ETV2/E-5 effective 16 June 2023.
- m. 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.
- n. On 8 September 2023, Naval Education and Training Professional Development Center completed a standard score comparison of Petitioner's September 2022 (Cycle 256) NWAE to the missed March 2022 (Cycle 255) NWAE and determined his final multiple score (FMS) exceeded the minimum multiple required (MMR) for advancement to ETV2/E-5.

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 255, however due to the late reporting of special program advancement to ETV3/E-4 he was unable to participate in the exam cycle. Therefore, the Board determined under this circumstance, relief is warranted.

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

After comparison of September 2022 (Cycle 256) NWAE to the March 2022 (Cycle 255) NWAE, Petitioner received the following scores: Standard Score: 52.68; PMA: 3.80/48.00;

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

Service in Pay Grade (SIPG): (0106)/00.30; Awards: 0.00; Education: 0.00; Pass Not Advanced (PNA): 0.00; and FMS: 68.30. The MMR for advancement to ETV2/E-5 for Cycle 255 NWAEE was 20.00.

Petitioner advanced to ETV2/E-5 effective "16 December 2022" vice "16 June 2023" with a TIR date of "1 July 2022" vice "1 January 2023."

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.

9/27/2023

[REDACTED]

Deputy Director

Signed by: [REDACTED]