



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

█
Docket No. 6901-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO █

Ref: (a) Title 10 U.S.C. § 1552
(b) MILPERSMAN 1430-010

Encl: (1) DD Form 149 w/attachments
(2) Advisory Opinion by PERS-8031, 24 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 establish eligibility for advancement to Gunner's Mate Third Class (GM3)/E-4.

2. The Board, consisting of █ reviewed Petitioner's allegations of error and injustice on 19 December 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. On 15 June 2021, Petitioner enlisted in the Navy in pay grade E-1 for a term of 8 years of which 4 years was considered an active duty obligation. At the time of enlistment, Petitioner guaranteed Gunner's Mate (GM/5YO) Class "A" School that required a voluntary extension of 12 months.

b. On 8 December 2021, Petitioner entered active duty in pay grade E-1 and signed NAVPERS 1070/621, Agreement to Extend Enlistment for a term of 12 months for "Training Five-Year Obligor Program for GM rating per current directives."

c. On 4 February 2022, Petitioner completed Recruit Basic Military Training and reported to █ as a student on temporary duty the same day.

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d. On 10 May 2022, Director, Combat Systems “A” School recommended Petitioner for meritorious advancement to pay grade E-2 for being the number one “A” school graduate. Additionally, recommended Petitioner be advanced to E-4 under the Accelerated Advancement Program (AAP) for being in top 10 percent of “A” school graduates.

e. On 11 May 2022, Petitioner issued “Meritorious Advancement” NAVPERS 1070/613, Administrative Remarks indicating, “Authorized meritorious advancement to pay grade E-2 this date. Authority: MILPERSMAN 1430-010, Time-in-rate (TIR): 01MAY2022, Rate change authorization code: 9.”

f. On 11 May 2022, Petitioner signed “Accelerated Advancement” NAVPERS 1070/613, Administrative Remarks accepting accelerated advancement to E-4 when eligible.

g. On 13 May 2022, Petitioner completed Gunner’s Mate Combined “A” School.

h. On 24 May 2022, Petitioner detached [REDACTED] and reported to his first ultimate duty station, [REDACTED] on 6 June 2022 for duty.

i. On 22 July 2022, Petitioner completed Professional Military Knowledge Eligibility Exam for E-4.

j. On 16 September 2022, Petitioner advanced to GMSA/E-2.

k. On 16 June 2023, Petitioner advanced to GMSN/E-3 and submitted NAVPERS 1336/3, Special Request/Authorization on 27 June 2023 requesting “to be Accelerated Advanced to E4 IAW MPM 1430-010.”

l. On 21 July 2023, the Commanding Officer, [REDACTED] issued Petitioner Certificate of Appointment to GM3 with an effective date of 16 December 2022.

m. On an unknown date, the Commanding Officer, [REDACTED] signed a NAVPERS 1070/613, Administrative Remarks outlining the reason Petitioner’s accelerated advancement was not affected.

n. On 15 December 2023, Petitioner reenlisted for 4 years.

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 Petitioner met the criteria for meritorious advancement to E-2 and E-4 under the AAP in accordance with reference (b).¹ However, because of

¹ Reference (b), the Commanding Officers of traditional training schools are authorized to advance the number one “A” School graduate in each class to the next higher pay grade (not to exceed E-3). The policy further specifies that Commanding Officers of traditional and non-traditional training schools may recommend the top 10 percent of the qualified candidates in each “A” school graduating class for AAP. The accelerated advancement will be held in abeyance for 4 to 10 months from report date to ultimate duty station. The candidates Commanding Officer may effect the advancement on any date after a minimum observation period

administrative oversight the advancements were not reported in a timely manner. Therefore, the Board determined that under this circumstance, relief is warranted.

RECOMMENDATION

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

Petitioner requested to extend for 12 months on 1 December 2022, and it was approved by cognizant authority.

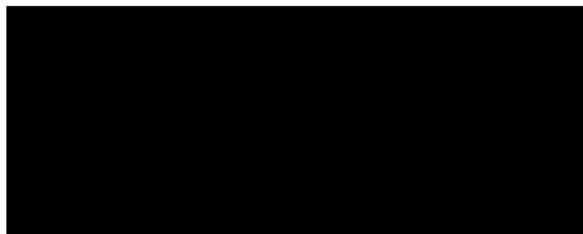
Petitioner advanced to GMSA/E-2 effective 11 May 2022 with TIR date of 1 May 2022 and advanced to GM3/E-4 effective 16 December 2022 with TIR date of 1 July 2022. Note: Defense Finance and Accounting Service will complete an audit of Petitioner's records to determine retroactive pay and allowances entitlement.

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.

12/28/2023



of 4 months. Accelerated advancement to pay grade E-4 may be effected for qualified candidates, whether or not member is serving in pay grade E-3. TIR date is 1 July for those advanced between 1 July and 31 December. Members designated under the 5-year Obligor program are required to extend an additional year for the AAP to E-4.