

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

> Docket No. 8184-23 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) COMNAVCRUITCOMINST 1130.8K
- Encl: (1) DD Form 149 w/attachments (2) Advisory Opinion by CNRC, 18 Dec 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 her naval record be corrected to establish authorization to access in higher paygrade under the Advanced Paygrade program.

2. The Board, consisting of the second state of the second state of the reviewed Petitioner's allegations of error and injustice on 9 January 2024 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, she 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), persons who satisfactorily completed 48 semester hours or 72-quarter hours of college credits may be enlisted in paygrade E-3.

b. Petitioner completed 48 semester hours of college credits from the University of the at the end of 2020/2021 Semester I.

c. On 28 February 2023, Petitioner enlisted in the Navy for 8 years in paygrade E-1.

d. On 22 March 2023, Petitioner entered active duty in paygrade E-1.

e. 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. Per the University of the West Indies transcript, Petitioner earned 48 semester hours of college credits prior to enlistment, thereby meeting the criteria to enlist in paygrade E-3 in accordance with reference (b). Although the proper administrative requirements were not completed, the Board determined that under these circumstances, relief is warranted.

RECOMMENDATION

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

Petitioner's enlistment documents (DD Form 4, Enlistment/Reenlistment Document and DD Form 1966, Record of Military Processing) are amended to reflect enlistment and accession in paygrade "E-3" vice "E-1."

This change will entitle Petitioner to pay and allowance in pay grade "E-3" effective 22 March 2023 (Active Duty Service Date).

That 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.

