

## **DEPARTMENT OF THE NAVY**

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

> Docket No. 8227-23 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

(c) NAVADMIN 135/22

Encl: (1) DD Form 149 w/attachments

- (2) Advisory Opinion by NPC (PERS 8031), 14 Jan 24
- (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 reflect performance mark average (PMA) of 3.87 for the September 2022 (Cycle 256) Navy Wide Advancement Exam (NWAE) and retroactive advancement to Hospital Corpsman Second Class (HM2)/E-5.
- 2. The Board, consisting of \_\_\_\_\_\_, and \_\_\_\_\_ reviewed Petitioner's allegations of error and injustice on 25 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, 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), compute PMA using all the evaluations in the respective paygrade, including frocked for the computation period announced in the respective advancement cycle Navy Administrative message and/or supplemental guidance from Navy Personnel Command (PERS-803) website. Reference (c) required candidates taking the E-5 NWAE to have their PMA computed using all evaluations in the current pay grade that fell within the 1 June 2021 to 31 August 2022 period.
  - b. On 16 September 2020, Petitioner advanced to HM3/E-4.

- c. On 26 January 2021, Petitioner completed Professional Military Knowledge Eligibility Exam for E-5.
- d. Petitioner received Periodic evaluation for period of report from 1 March 2021 to 15 June 2021 with a promotion recommendation of "Early Promote" equating to 4.00 PMA.
- e. Petitioner received Detachment evaluation for period of report from 16 June 2021 to 30 November 2021 with a promotion recommendation of "Early Promote" equating to 4.00 PMA.
- f. Petitioner received Periodic evaluation for period of report from 1 December 2021 to 15 June 2022 with a promotion recommendation of "Promotable" equating to 3.60 PMA.
- g. In September 2022, Petitioner participated in Cycle 256 NWAE. Petitioner's Examination Profile Information sheet reflects PMA/Evaluation Average: 48.00/3.80; final multiple score (FMS): 121.81; and Status: PNA-Points 1.50. Minimum multiple required (MMR) for advancement to HM2/E-5 was 126.30.
- h. On 24 January 2024, Naval Education Training and Professional Development Center (NETPDC) recalculated Petitioner's Cycle 256 NWAE with a 3.87 PMA and determined his FMS of 127.41 exceed the MMR score of 126.30. NETPDC determined correction of Petitioner's PMA would result in advancement to HM2/E-5 effective 16 June 2023 with time-in-rate (TIR) date of 1 January 2023.
- i. 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 recalculation of Petitioner's PMA with the three evaluations issued within the prescribed period resulted in a change to his PMA from 3.80 to 3.87, thereby rendering him eligible for advancement to HM2/E-5 from the September 2022 (Cycle 256) NWAE. 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's Examination Profile Information and Exam Status sheet from the March 2022 (Cycle 255) NWAE is modified to reflect PMA/Evaluation Average: "53.60/3.87" vice "348.00/3.80"; FMS: "127.41" vice "121.81"; and Final Status: "Selectee" vice "PNA-PTS 1.50." Note: MMR: 126.30.

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

Petitioner advanced to HM2/E-5 effective 16 June 2023 with TIR date of 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.

