



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

[REDACTED]
Docket No. 10359-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]

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-8031), 28 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 his naval record be corrected to establish advancement to Machinists Mate Nuclear Power First Class (MMN1)/E-6 from the March 2022 (Cycle 255) Navy Wide Advancement Examination (NWAE) with an effective date of May 2022.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 16 July 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), points are only given for awards approved or earned prior to the day of the regularly scheduled NWAE. Navy and Marine Corps Achievement Medals are worth two points per award. Additionally, the policy indicates the effective months for the March examination cycle is 1 July through 31 December of the same year.

b. On 23 April 2018, Petitioner advanced to MMN2/E-5.

c. On 10 November 2020, Petitioner awarded Navy and Marine Corps Achievement Medal for the period of May to November 2020.

d. Petitioner issued Periodic evaluation for period of report from 16 March 2020 to 15 March 2021; the Navy and Marine Corps Achievement Medal is listed on the evaluation.

e. On 1 October 2021, Petitioner awarded Navy and Marine Corps Achievement Medal (Gold Star in Lieu of Second Award) for the period of October 2017 to October 2021.

f. Petitioner issued Detachment evaluation for period of report from 16 March 2021 to 1 December 2021; the second Navy and Marine Corps Achievement Medal is listed on the evaluation.

g. In March 2022, Petitioner participated in Cycle 255 NWAE and passed not advanced. Petitioner's Examination Profile Information and Exam Status sheet reflects zero awards points.

h. In March 2023, Petitioner participated in Cycle 259 NWAE and was selected for advancement to MMN1/E-6. Petitioner's Examination Profile Information and Exam Status sheet reflects six awards points.

i. On 16 December 2023, Petitioner advanced to MMN1/E-6.

j. 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 partial favorable action.

k. On 8 July 2024, Naval Education Training and Professional Development Center confirmed adding four awards points to Cycle 255 NWAE would change Petitioner's final multiple score (FMS) to 111.15, exceeding the minimum multiple required (MMR) of 110.19 for advancement to MMN/E-6 effective 16 December 2022 with a time-in-rate (TIR) date of 1 July 2022.

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 error warranting the following corrective action. The Board concluded Petitioner's record indicates he was awarded two Navy and Marine Corps Achievement Medals prior to the Cycle 255 NWAE but did not receive the associated awards points during the exam, thereby impeding his eligibility for advancement to MMN1/E-6. Additionally, the Board determined that based on Petitioner's FMS, he was eligible for advancement in December 2022 not May 2022, therefore determined that under these circumstances, partial 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 amended to reflect Awards 4 vice 0; FMS 111.15 vice 107.15; and Final Status: Selectee vice PNA-No Points; the MMR was 110.19.

Petitioner advanced to MMN1/E-6 effective 16 December 2022 vice 16 December 2023 with TIR date of 1 July 2022 vice 1 July 2023.

The part of Petitioner's request for corrective action that exceeds the foregoing is denied.

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.

7/31/2024

