



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

██████████
Docket No. 6567-24
Ref: Signature Date

██████████
██████████
████████████████████

Dear ██████████,

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 8 January 2025. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies.

You requested reconsideration of Docket No. 334-23 to be advanced to Yeoman Second Class (YN2)/E-5 effective 5 June 1976. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, despite the new statements you provided to the Board, there is nothing in your record to corroborate that you advanced to YN2/E-5. On the contrary, your record reflects that the highest rank obtained was YN3/E-4. The Board concluded that you did not meet the eligibility criteria for advancement to YN2/E-5 in accordance with Bureau of Naval Personnel Instruction 1430.16. Specifically, the policy required 12-month minimum service from E-4 to E-5.

A review of your record reflects that you advanced to YN3/E-4 effective 16 May 1976, while assigned to the ██████████. Your NAVPERS 1616/5, Report of Enlisted Performance Evaluation in which you signed for the reporting period of 1 February to 31 July 1976 specifies the rate YN3 and states "[d]uring this reporting period, ratee was advanced to YN3." There is no indication of advancement to YN2 during this period. Your DD Form 214, Report of Separation from Active Duty ending 10 January 1977, with your signature, reflects the rate of YN3 in addition to numerous documents concerning your transfer to and removal from the Temporary

Disability Retired List reflect the rate of YN3. On 21 October 2008, you penned a letter to Navy Personnel Command and identified yourself as YN3.

The Board reviewed the statements provided with heavy consideration of the retired Navy Captain's letter dated 24 March 2024. However, in addition to you not meeting the minimum service requirement from E-4 to E-5, the Board determined it is customary for Sailors to wear the rank insignia of the rate/rank in which they are being advanced during promotion ceremonies. In the picture you presented to Board as your YN2/E-5 promotion ceremony, you are wearing the YN3/E-4 rate/rank badge. Your contention of being advanced to YN2/E-5 in less than a month after advancement to YN3/E-4 requires the event to supported as a documented event vice a memorable event supported by personal recollection. Therefore, the Board determined a change to your record is not warranted.

In the absence of sufficient new evidence for reconsideration, the decision of the Board is final, and your only recourse would be to seek relief, at no cost to the Board, from a court of appropriate jurisdiction.

Sincerely,

1/13/2025

