

DEPARTMENT OF THE NAVY

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

> Docket No. 7547-24 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

, USN,

Ref: (a) Title 10 U.S.C. § 1552

(b) BUPERSINST 1430.16G (c) NAVADMIN 313/18

(d) NAVADMIN 274/22

Encl: (1) DD Form 149 w/attachments

- (2) Advisory Opinion by NPC (PERS 8031), 26 Sep 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 compare the March 2024 (Cycle 263) Navy Wide Advancement Examination (NWAE) to the invalidated March 2023 (Cycle 259) NWAE and September 2023 (Cycle 260) NWAE. Additionally, Petitioner request retroactive pay and allowances if applicable.
- 2. The Board, consisting of present and injustice on 19 November 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), commanding officers and officers in charge are authorized to submit exception to policy requests with command immediate superior in command endorsement within 6 months after the exams limiting date. The March exam limiting date is 31 December of the same year and September exam limiting date is 30 June of the next year. Reference (c) specified that completion of the Professional Military Knowledge Eligibility Exam for the desired advancement paygrade is required to participate in the E-4 through E-7 NWAE starting with the September 2019 (Cycle 244) NWAE.

- b. Candidates taking the E-5 NWAE had their performance mark average (PMA) computed using all evaluations in the current pay grade that fell within the 1 December 2021 to 28 February 2023 period.
 - c. On 20 May 2021, Petitioner entered active duty in paygrade E-3.
- d. On 7 October 2022, Petitioner advanced to Fire Control Technician Third Class (FT3)/E-4 via special program.
 - e. On 17 January 2023, Petitioner completed PMK-EE for E-5.
- f. Petitioner issued Promotion/Frocking evaluation for period of report from 20 May 2022 to 24 February 2023 with Early Promote promotion recommendation and recommended for retention.
- g. In March 2023, Petitioner participated in Cycle 259 NWAE, however the exam was invalidated.
- h. In September 2023, Petitioner participated in Cycle 260 NWAE, however the exam was invalidated.
- i. In March 2024, Petitioner participated in Cycle 263 NWAE and selected for advancement to FT2/E-5 effective 16 December 2024.
- 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 favorable action.
- k. On 8 November 2024, Naval Education Training and Professional Development Center (NETPDC) advised Petitioner's Cycle 259 NWAE and Cycle 260 NWAE were initially invalidated due to PMK-EE for E-5 was not uploaded correctly. However, the exams were ultimately invalidated because the advancement worksheets were not completed or incorrect. NETPDC completed a manual standard score comparison of Petitioner's March 2024 (Cycle 263) NWAE to the invalidated March 2023 (Cycle 259) NWAE and determined his final multiple score (FMS) of 101.66 exceeded the minimum multiple required (MMR) of 83.95 for advancement to FT2/E-5 effective 16 December 2023 with time-in-rate (TIR) date of 1 July 2023.

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 met the eligibility criteria for advancement in accordance with references (b) through (d). The Board determined that because Petitioner's PMK-EE for E-5 was completed prior to Cycles 259 and 260, a comparison of Cycle 263 to the invalidated exams was warranted. After comparison of Cycle 263 to Cycle 259 was completed,

it was determined Petitioner would have advanced to FT2/E-5 from the March 2023 (Cycle 259) NWAE.

RECOMMENDATION

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

Petitioner's Examination Profile Information and Exam Status sheet from March 2023 (Cycle 259) NWAE is validated. After comparison of March 2024 (Cycle 263) NWAE to the March 2023 (Cycle 259) NWAE, Petitioner received the following scores: Standard Score 37.46; PMA/Evaluation Average: 4.00/64.00; Service in Paygrade/YYMM: 00.20/0100; Awards: 00; Education Points: 00.00; PNA: 00.00; FMS/MMR: 101.66/83.95; and Final Status: SELECTEE.

Petitioner advanced to FT2/E-5 effective 16 December 2023 vice 16 December 2024 and a TIR date of 1 July 2023 vice 1 July 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 titled 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.

