



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

701 S. COURTHOUSE RD

ARLINGTON, VA 22204

██████████
Docket No. 5820-25

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 274/22

Encl: (1) DD Form 149 w/attachments
(2) 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 show correction of advancement date to reflect the correct time-in-rate (TIR).

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 23 December 2025 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. On 13 December 2017, Petitioner enlisted in the Naval Reserve for 8 years of which 4 years is considered an active duty obligation. Petitioner's DD Form 1966, Record of Military Processing reflects an entry from recruiter indicating, I have personally sighted [Petitioner's] original GREEN CARD issued by (UNITED STATES ISSUED DATE ██████████) I certify the reproduced document is a true copy of the original and is provided for military records and reference purposes only. Petitioner entered active duty on 13 December 2018.

b. On 15 January 2022, Petitioner completed Professional Military Knowledge-Eligibility Exam (PMK-EE) for E-5 and advanced to Avionics Technician Third Class (AT3)/E-4 on 16 January 2022.

c. Petitioner issued Periodic evaluation for period of report from 22 January 2022 to 15 June 2022 and received not observed performance traits and promotion recommendation and issued

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

Special evaluation for period of report from 16 June 2022 to 1 September 2022 and a Must Promote promotion recommendation.

d. In March 2023, Petitioner participated in Cycle 259 NWAE and it was invalidated due to non-citizenship.

e. Petitioner issued Periodic evaluation for period of report from 16 June 2022 to 15 June 2023 and received a Must Promote promotion recommendation.

f. In September 2023, Petitioner participated in Cycle 260 NWAE and it was invalidated due to non-citizenship.

g. On 29 February 2024, Petitioner issued Certificate of Citizenship [REDACTED] indicating, he became a citizen of the United States of American on [REDACTED].

h. In March 2024, Petitioner participated in Cycle 263 NWAE and was selected for advancement to AT2/E-5.

i. On 16 December 2024, Petitioner was advanced to AT2/E-5 with TIR date of 1 July 2024.

j. On 4 June 2025, Naval Education Training and Professional Development Center advised that if the Board validated Petitioner's Cycle 259 NWAE, he would have a final multiple score (FMS) of 113.74, thereby exceeding the minimum multiple required (MMR) of 104.81 for advancement to AT2/E-5 effective 16 December 2023 with a TIR date of 1 July 2023.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that Petitioner met the eligibility criteria to participate in Cycle 259 NWAE in accordance with references (b)¹ and (c).² However, the Board determined that Petitioner's Cycle 259 NWAE was invalidated due to non-citizenship. The Board surmised that the Navy systems were not updated with Petitioner's correct citizen status, thereby rendering him ineligible to participate in advancement examinations. Therefore, the Board determined that under this circumstance, relief is warranted.

¹ 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 the September exam limiting date is 30 June of the next year. Additionally, the policy indicates certain rates and ratings require access to classified information. Therefore, immigrant aliens are not permitted entry into these ratings unless final naturalization proceedings are complete and citizenship is granted. BUPERS-32 determines which rates and ratings (including related service rating or rating designation) require access to classified information and therefore U.S. citizenship. Advancement cycles will be invalidated if a candidate participates in an examination for one of these rates or ratings without citizenship. Candidates in one of these rates or ratings are ineligible for selection boards without citizenship.

² Specified the deadline for advancement candidates to complete PMK-EE was 31 January 2023; minimum TIR for E-5 candidates was 1 July 2022; and candidates taking the E-5 NWAE had their PMA computed using all evaluations in the current pay grade that fell within the 1 December 2021 to 28 February 2023 period.

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

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 and Petitioner received the following scores: Standard Score 6.44; performance mark average (PMA)/Evaluation Average: 48.00/3.80; Service in Paygrade/YMMM: 00.30/0106; Awards: 02; Education Points: 00.00; PNA: 00.00; FMS/MMR: 113.74/104.81; and Final Status: SELECTEE.

Petitioner advanced to AT2/E-5 effective 16 December 2023 vice 16 December 2024 and a TIR date of 1 July 2023 vice 1 July 2024.

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.

1/31/2026

[REDACTED]

Deputy Director

Signed by: [REDACTED]