



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

LCC:lc
Docket No: 2146-99
26 May 1999

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

Subj: FORMER MEMBER [REDACTED], USN, [REDACTED]
REVIEW OF NAVAL RECORD

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments
(2) Series of Documents
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show the orders releasing Petitioner from active duty were issued 22 December 1997 and that he is entitled to an incentive allowance for moving his household goods (HHGs) under the "Do-It-Yourself" (DITY) Program.

2. The Board, consisting of Messrs. Kastner, Mazza, and Ms. McCormick, reviewed Petitioner's allegations of error and injustice on 25 May 1999 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, naval records, 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, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence 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.

RECOMMENDATION:

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

a. That the orders releasing Petitioner from active duty were issued on 22 December 1997 vice any other date. Mailing address for Petitioner is [REDACTED]

b. On 22 December 1997 he executed the appropriate documents where he voluntarily elected to participate in the DITY Program to move his HHGs; by endorsement dated 22 December 1997, authority to participate in the DITY Program was granted by the appropriate naval authorities and the documents were prepared to show government procured equipment to move the HHGs was obtained through the appropriate authorities and used by Petitioner vice that he personally obtained and used rental equipment.


c. In the event weight tickets for the HHGs were not obtained an incentive allowance will be based on the weight capacity of the rental truck.

(NOTE: Petitioner will mail a copy of this letter and a copy of all receipts pertaining to the move to NAVTRANS, Bldg Z 133-5, Naval Station, Norfolk, VA 23511-6691.)

d. That a copy of this Report of Proceedings be filed in Petitioner's naval record.


4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that 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.

ROBERT D. ZSALMAN
Recorder


G. L. ADAMS
Acting Recorder

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 reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

26 May 1999


W. DEAN PFEIFFER
Executive Director