



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

LCC:ddj
Docket No: 3457-02
24 April 2002

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



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 that the orders which assigned Petitioner to Naval Academy were issued on 6 February 2001 vice any other date so that she can be reimbursed for the cost of moving her household goods (HHGs) to Annapolis, MD and be paid Basic Allowance for Housing (BAH) effective the date she reported to the Naval Academy, Annapolis, MD.

2. The Board, consisting of Ms. Nofziger, Suiter, and Mr. McPartlin, reviewed Petitioner's allegations of error and injustice on 23 April 2002 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. After reviewing the correspondence attached as enclosure (2), the Board concluded 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. BuPers order 3031 which reassigned Petitioner to the Naval Academy, Annapolis, MD was issued on 1 February 2001 vice any other date. Petitioner reported to the Naval Academy on 5 February 2001.

b. Petitioner will be reimbursed for actual cost of shipping her household goods by Allied Van Lines. She was advised that since the Transportation office could not make the arrangements for shipping her HHGs within the period the Petitioner had available to contract with a van lines and she would be reimbursed.

c. Petitioner was authorized payment of BAH at the without dependent rate for the Annapolis, MD area effective 5 February 2001. Petitioner actually reported for duty to the Naval Academy, Annapolis, MD on 5 February 2001.

(For DFAS-DE/POCC: Petitioner has been paid for travel pay from Vance AFB, OK to Annapolis, MD.)

(For Petitioner: You must forward a copy this letter and a copy of each receipt pertaining to the shipment of your HHGs to Naval Transportation Support Center, Personal Property Audit Division, 1667 Piersey Street, Norfolk, VA 23511-2806.)

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.

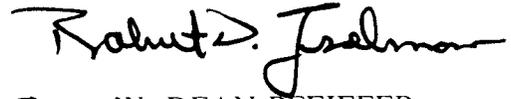
ROBERT D. ZSALMAN
Recorder


G. L. ADAMS
Acting Recorder

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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.

24 April 2002



For W. DEAN PFEIFFER
Executive Director