

DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVM. RECORDS

2 NAVY ANNEX

I

WASHINGTON DC 20370-5100

LCC
Docket No. 07405-05

11 Oct 05

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy
Subj: REVIEW OF NAVAL RECORD ICO

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

End: (1) DD Form 149 w/attachrments
(2) Telecon w/Representative, [REDACTED] and [REDACTED], BCNR
(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 Petitioner requested an extension of the 1-year period in which to ship household goods (HHG) at government expense incident to his transfer to retired status.

2. The Board, consisting of Messrs [REDACTED], reviewed Petitioner's allegations of error and injustice on 4 October 2005 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 a telephone conversation with a representative from [REDACTED], the representative commented that the request has merit and warrants favorable action.

CONCLUS ION

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. On 3 May 2005 the Petitioner submitted a letter to the appropriate naval authorities requesting an extension of the 1-year period in which to ship HHG at government expense incident to his transfer to retired status on 31 May 2004. On 4 May 2005 the appropriate naval authorities approved his request for an additional period of 10 months, expiring 31 March 2006. Petitioner will be entitled to all entitlements associated with shipping his HHG incident to his transfer to the Fleet Reserve just as if his entitlement has never expired.

b. A copy of this Report of Proceedings will 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.


Recorder


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.

11 October 2005