



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

LCC  
Docket No. 11040-08  
19 Aug 09

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO  
[REDACTED]

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

Encl: (1) DD Form 149 w/attachments  
(2) TEMADD Orders to Iraq  
(3) Cost for HHG  
(4) NAVSUPSYSMCD ltr 4050 Ser 53F/142 of 13 Jan 09  
(5) NPC ltr of 26 Jun 09

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed written application, enclosure (1), with this Board requesting, in effect, that the applicable naval record be corrected to show Petitioner is entitled to reimbursement for storage of her household goods (HHG) while on deployment to Iraq.

2. The Board, consisting of Messrs. George, Pfeiffer, and Zs Salman reviewed Petitioner's allegations of error and injustice on 27 July 2009 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, 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. Prior to filing enclosure (1) with this Board, Petitioner exhausted all administrative remedies afforded under existing law and regulations within the Department of the Navy.

b. Petitioner was assigned to OPNAV 40, Washington, DC and received Temporary Additional Duty (TEMADD) orders sending her to Iraq for Contingency Support for 228 days. She was assigned to the Multi-National Corps Iraq Inspector General's Office. Enclosure (2).

c. Petitioner received the TEMADD orders 26 November 2007 and they directed her to report to the port of embarkation on 24 February 2008. The TEMADD orders further directed that she was to e-mail IAHHG@navy.mil for instructions if she had household goods (HHG) to move or to be placed in storage. She alleges she did not send an email because she was unaware of her entitlement for storage before her deployment to Iraq. Also, she ran out of time trying to get everything completed before her deployment, i.e., travel arrangements, courses, and work turnover.

d. Petitioner moved her HHG herself and placed them in storage with the All Points Moving and Storage Company, Laurel, MD. Petitioner's total cost for moving and storage was \$4,483.75. If the government had moved and stored her HHG (with a constructive weight of 10,599 pounds), the total cost to the government would have been \$20,315.59. Enclosure (3).

e. In correspondence attached as enclosures (4) and (5), the offices having cognizance over the subject matter involved in Petitioner's application have commented that, in their opinion, no relief is warranted. NAVSUPSYSCMD and PERS 4G have recommended denial of Petitioner's request because Petitioner failed to send an e-mail message to IAHHG@navy.mil requesting authority to store her HHG as instructed by her orders.

CONCLUSION:

Upon review and consideration of all the evidence of record, notwithstanding the comments contained in enclosures (4) and (5), the Board finds the existence of an injustice warranting the requested relief. The Board carefully considered the rationale provided by the advisory opinions. However, the Board noted the following factors that militated towards relief: The period of time between the orders and the proceed date was fairly short, the orders were in support of a contingency operation, making arrangements for such an assignment in so short a time period is complex, and the cost of providing the relief is low as compared to the government cost for moving and

storage. Under these circumstances, the Board found that the interests of justice are such that relief should be granted. Accordingly, the Board recommends the following corrective action.

RECOMMENDATION:

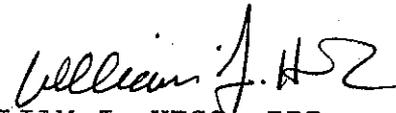
That Petitioner's naval record be corrected, where appropriate, to show that:

a. Petitioner is authorized to be reimbursed for \$4,483.75 the cost of storage, packing out, and delivering her HHG to her place of residence in connection with her TEMADD duty to Iraq.

b. 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-entitled matter.

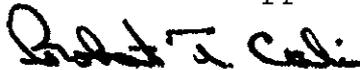
ROBERT D. ZSALMAN  
Recorder

  
WILLIAM J. HESS, III  
Acting Recorder

5. The foregoing action of the Board is submitted for your review and action.

  
W. DEAN PFEIFFER

Reviewed and approved:

  
9-2-09

**Robert T. Cali**  
Assistant General Counsel  
(Manpower and Reserve Affairs)