



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

WJH  
Docket: 566-10  
17 May 2011

[REDACTED]

This is in reference to your application for correction of naval record pursuant to the provisions of 10 USC 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 16 May 2011. Your allegations of error and injustice were reviewed in accordance with the administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinions furnished by the CNO letter 5400 Ser N130/11U0269 of 29 Mar 2011, NPC letter PERS 44 of 26 May 2010 and NAVSUP letter 4050 Ser 53F/025 of 12 Mar 2010, copies of which are attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection the Board substantially concurred with the comments contained in the NPC and CNO advisory opinions. After reviewing all the evidence, the Board concluded as follows. You moved your household goods before funded orders were issued by competent authority. As an O5 with over two decades of experience (including Naval Academy), you were or should have been aware that household goods moves require funding and without prior competent funded orders, reimbursement for the cost of the move would not be certain. You

nevertheless voluntarily elected to move your personal property anyway at your own expense. You did not coordinate your move with a transportation management office. You have not provided a compelling reason as to why you could not or did not wait for funded orders before moving your property. You have not provided a compelling reason as to why you did not coordinate your move with a transportation management office. Under these circumstances, in the Board's view, your decision to move without funded orders was voluntary and no relief is warranted. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is also important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,



ROBERT D. ZSALMAN  
Acting Executive Director