



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

WJH
Docket: 4053-11
17 May 2011

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

Subj: [REDACTED]
REVIEW OF NAVAL RECORD

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

Encl: (1) DD Form 149 w/attachments
(2) CNO ltr 5420 Ser N130C1/1U0382 of 11 May 2011
(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 his entitlement to ship household goods based on his retirement orders was extended until 31 December 2011.

2. The Board, consisting of Messrs. Pfeiffer, Exnicios and George reviewed Petitioner's allegations of error and injustice on 16 May 2011 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. Petitioner was transferred to the Fleet Reserve on 31 December 2008. He was authorized shipment of household goods within 12 months of transfer, subject to an extension upon request and approval.

c. Petitioner failed to request an extension of his entitlement to ship household goods at government expense and his entitlement lapsed.

d. In April 2011, Petitioner submitted an application with this Board seeking to reinstate his entitlement to ship household goods at government expense.

e. In correspondence attached as enclosure (2), the office having cognizance over the matter has commented to the effect that the request for an extension 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. Petitioner made a timely request to extend his entitlement to ship household goods at government expense based on the orders transferring him to the Fleet Reserve on 31 Dec 2008.

b. The request for an extension was approved and his entitlement to ship household goods at government expense was extended until 31 December 2011.

c. 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

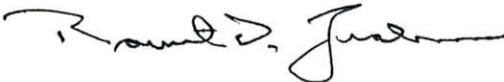
foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder


WILLIAM J. HESS, III
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.

17 May 2011


ROBERT D. ZSALMAN
Acting Executive Director