



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD SUITE 1001
ARLINGTON, VA 22204-2490

HCG
Docket No. NR5390-14
13 Nov 14

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

Subj: [REDACTED]

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

Encl: (1) DD Form 149 w/attachments
(2) CNP memo 7220 Ser N130C/14U1298 dtd 3 Oct 14
(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 an approved Early Return of Dependents (ERD) order.

2. The Board, consisting of Mr. Exnicios, Mr. Ruskin and Ms. McCain, reviewed Petitioner's allegations of error and injustice on 12 November 2014 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 correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect 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. An approved ERD order was issued on 14 August 2013. Orders reflect the approved address for movement of family members is [REDACTED]. Note: Petitioner received PCS Orders on 31 January 2014. Furthermore, Petitioner transferred on 1 April 2014 and arrived to [REDACTED] on 30 May 2014.

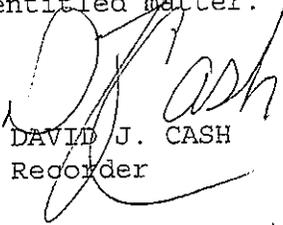
b. Petitioner is authorized reimbursement for personally procured airfare, not to exceed the government rate, and travel reimbursement and expenses relating to an approved ERD to include with dependent rate Dislocation Allowance (DLA).

c. Petitioner is authorized Basic Allowance for Housing (BAH) at the Military Housing Area (MHA) rate of [REDACTED] from 16 August 2013 until 31 January 2014. (Petitioner is authorized Family Separation Housing Allowance-Overseas (FSH-O) from 16 August 2014 until 14 September 2013.)

d. Petitioner must file a DD 1351-2 along with orders and copies of airfare receipts along with a copy of this letter and any other reimbursable expenses to the local PSD in order to be reimbursed for travel claim.

e. A copy of this Report of Proceedings will be filed in Petitioner's naval record.

4. 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.


DAVID J. CASH
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.

13 Nov 14


ROBERT J. O'NEILL
Executive Director