



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

DJC
Docket No. NR8079-14
22 Jul 14

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) CNP memo 5420 Ser N130C1/14U0441 dtd 21 Jul 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 establish entitlement to CONUS Cost of living Allowance (CONUS COLA), and adjust entitlement to Basic Allowance for Housing (BAH) and Family Separation Allowance (FSA).

2. The Board, consisting of Mr. Zsalman, Mr. Exnicios, and Mr. Ruskin, reviewed Petitioner's allegations of error and injustice on 21 July 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:

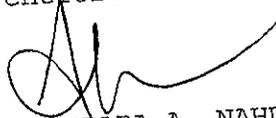
That Petitioner's naval record be corrected, where appropriate, to show that:

- a. Note: Petitioner received permanent change of station (PCS) orders on [REDACTED] and transferred/arrived to NMC SD MERCY DET, San Diego, CA on [REDACTED]
- b. Any other Request and Authorization for TDY Travel of DOD Personnel (DD form 1610), submitted on and after [REDACTED] by the Petitioner is null and void.
- c. The Petitioner executed permanent change of station (PCS) orders on or about [REDACTED] to Branch Medical Clinic, San Clemente Island, CA for duty.
- d. Petitioner is authorized CONUS Cost of living Allowance (CONUS COLA) and Basic Allowance for Housing (BAH) with dependents at the Los Angeles, CA 90731 rate from [REDACTED] to [REDACTED]
- e. Petitioner is authorized Family Separation Allowance Restricted (FSA-R), from [REDACTED] to [REDACTED]
- f. Petitioner executed a written request to remove the Household Goods (HHG) funding from his orders issued on [REDACTED]. The request was received by cognizant authority and approved with an effective date of [REDACTED].
- g. The Petitioner executed permanent change of station (PCS) orders on or about [REDACTED] to NMC SD MERCY DET, San Diego, CA for duty.
- h. Petitioner is authorized Basic Allowance for Housing (BAH) with dependents at the [REDACTED] rate from [REDACTED] to [REDACTED]
- i. Petitioner executed a written request to remove the Household Goods (HHG) funding from his orders issued on [REDACTED]. The request was received by cognizant authority and approved with an effective date of [REDACTED]
- j. Note: Petitioner received permanent change of station (PCS) orders on [REDACTED], and transferred on [REDACTED]. Petitioner arrived to I MEF, Camp Pendleton, CA on 27 June 2013.
- k. Petitioner is authorized Basic Allowance for Housing (BAH) with dependents at the [REDACTED] rate from [REDACTED] to present.

1. Note: Petitioner previously received BAH and FSA, and should be adjusted from his present BAH and FSA entitlement.

m. 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.

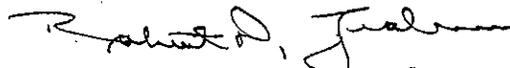


BARBARA A. NAHULAK
Acting Recorder

ROBERT D. ZSALMAN
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.

22 Jul 14



ROBERT D. ZSALMAN
Acting Executive Director