



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

█  
Docket No. 8788-20  
Ref: Signature Date

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Dear █,

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 15 February 2022. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with 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, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion contained in Office of the Chief of Naval Operations (N130C) memorandum of 11 January 2022 which was previously provided to you for comment.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested for your record to reflect not being assigned a barracks room at █ after 12 June 2015. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board noted you were assigned government type quarters. You assert that you were living out in town with your future spouse and child, however, a member is still considered to be assigned to government quarters when the member voluntarily vacates assigned quarters without the installation commander's approval. There is no evidence of any submission of a request to the

installation commander to be authorized to live out in town and receive basic allowance for housing (BAH) at the single rate. The Board noted that you received the proper entitlement of BAH Differential until the day prior to your marriage date.<sup>1</sup> In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

In the absence of sufficient new evidence for reconsideration, the decision of the Board is final, and your only recourse would be to seek relief, at no cost to the Board, from a court of appropriate jurisdiction.

Sincerely,

3/3/2022



Deputy Director

Signed by: █

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<sup>1</sup> In accordance with the Joint Travel Regulation (JTR), paragraph 10302.A, Note 1 – If a member is assigned to single type Gov't Qtrs or a single type housing facility under a Uniformed Service's jurisdiction and is authorized BAH solely by reason of the member's adequate child support payment, the member is authorized only BAH-DIFF. A member is not authorized BAH-DIFF if the child support payment is less than the member's applicable pay grade BAH-DIFF amount.