



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

██████████  
Docket No. 3215-21  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO ██████████, USN,  
XXX-XX-██████████

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

Encl: (1) DD Form 149 w/attachments  
(2) N130C1 memo 7220 Ser N130C1/21U1646 of 11 Nov 21  
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to receive pay and allowances for himself and the non-medical attendant be allotted for temporary duty (TDY) to ██████████.

2. The Board, consisting of ██████████, ██████████, and ██████████, reviewed Petitioner's allegations of error and injustice on 30 November 2021 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, relevant portions of Petitioner's naval record, 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, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

- a. On 10 January 2019, Petitioner reported to ██████████.
- b. On an unknown date, the Executive Officer, Naval Hospital ██████████ approved Petitioner to be medevac'd to ██████████ via military aircraft.
- c. On 20 June 2019, Petitioner executed emergency evacuation from ██████████ to ██████████ in ██████████.
- d. On 21 June 2019, Petitioner's spouse departed ██████████ and arrived in ██████████.

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e. On 5 July, Petitioner was issued TDY orders for a duration of 41 days with a proceed date of 20 June 2019 and listed his spouse as the non-medical attendant (NMA).

f. On 12 July 2019, Petitioner was issued a statement of non-availability for lodging at the Warrior Transition Battalion (WTB) [REDACTED] from 1 May through 12 July 2019.

g. On 1 August 2019, Petitioner's spouse departed [REDACTED] and arrived to [REDACTED].

h. On 5 September 2019, the attending physician requested an extension of TDY orders of 45 days.

i. On 16 September 2019, Petitioner was issued BUPERS order [REDACTED].

j. On 24 November 2019, Petitioner was issued BUPERS Modification order [REDACTED].

k. On 23 December 2019, Petitioner departed [REDACTED] and arrived in [REDACTED].

l. On 30 December 2019, Petitioner departed [REDACTED], arrived in [REDACTED], and reported to the Naval Medical Center [REDACTED] for duty.

m. On 13 January 2020, Petitioner submitted a travel voucher for his TDY.

n. Petitioner's voucher (COTRIPLERARMY072019\_V01-1; Auth. No: 2CSDLP) was paid in total the amount of \$15,154.25. The TDY duration was from 20 June to 30 September 2019.

o. 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 agreed that Petitioner was TDY in [REDACTED] for medical purposes from 20 June through 23 December 2019. In addition, Petitioner's spouse was TDY as the NMA from 21 June through 1 August 2019. The Board agreed that Petitioner and spouse are entitled reimbursable expenses for the entire TDY duration. Petitioner only received TDY reimbursement from 20 June to 30 September 2019 only and Petitioner's spouse was never issued Invitational Travel Orders (ITO) or reimbursement. In accordance with reference (b), paragraph 033001.B, per diem is authorized when in an outpatient status away from the permanent duty station (PDS) [REDACTED] and for days of travel to, from, and between hospitals. In accordance with reference (b), paragraphs 030501.A.8 and 033202.B.4, Petitioner's spouse is authorized ITO and entitled to per diem. The Board finds the existence of an injustice warranting the following corrective action.

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## RECOMMENDATION

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

Petitioner's TDY orders issued on 5 July 2019 were modified authorizing TDY from 20 June through 23 December 2019.

Petitioner's spouse (NMA) was issued Invitational Travel Orders for TDY from 21 June through 1 August 2019.

United States Naval Hospital [REDACTED] is directed to settle travel claim for Petitioner for the unsettled TDY travel from 1 October 2019 through 23 December 2019.

United States Naval Hospital [REDACTED] is directed to settle travel claim for Petitioner's spouse [REDACTED] for the unsettled TDY travel from 21 June 2019 through 1 August 2019. Note: Petitioner's spouse [REDACTED] was authorized an extension of per diem in accordance with reference (b), paragraph 033202.B.4.

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

4. It is certified that a 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.

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 the reference, has been approved by the Board on behalf of the Secretary of the Navy.

12/16/2021

[REDACTED]  
Deputy Director

Signed by: [REDACTED]