



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

█  
Docket No. 5215-21  
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552  
(b) DoD 7000.14-R  
(c) NAVADMIN 101/10

Encl: (1) DD Form 149 w/attachments  
(2) 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 establish Petitioner's authorization for Basic Allowance for Housing (BAH) at zip code 02841 under the provisions of close proximity per reference (b).

2. The Board, consisting of █ and █, reviewed Petitioner's allegations of error and injustice on 4 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 6 November 2017, Petitioner joined for duty with █ with BAH at permanent duty station (PDS) zip code █ at with dependent rate effective this date.

b. On 20 November 2017, Petitioner's NAVPERS 1070/602 certified with residence in █  
█ Petitioner provides BCNR with mortgage statement effective 8 August 2018 for property in █

c. On 2 March 2021, Petitioner issued BUPERS Order 0611 (Official Change Duty Orders) for detachment during May 2021 and reporting to ultimate activity Supervisory of Shipbuilding (SURSHIP) █ during June 2021.

d. On 3 May 2021, Petitioner transferred and joined to █ effective 27 May 2021. Petitioner's BAH changed to PDS zip code █ effective 27 May 2021.

e. On 8 July 2021, Commanding Officer, █ submits request for Petitioner to receive BAH based on previous PDS under the provisions of a close proximity move.

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f. 26 August 2021, Petitioner's NAVPERS 1070/602 reflects residence address remains in [REDACTED].

#### 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. The Board determined the Petitioner did not have approval of BAH under provisions of a close proximity move and removal of household goods (HHG) funding from his orders prior to execution of transfer as required by reference (c). The Board concluded the even though the necessary steps to request authorization for BAH at old PDS under provision of close proximity were not executed prior to transfer the evidence reflects Petitioner has not relocated from residence location prior or after execution of transfer and both old PDS and new PDS are within close proximity parameters required in reference (b), therefore relief is warranted.

#### RECOMMENDATION

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

Petitioner requested BAH close proximity per reference (c) on 3 March 2021 and it was approved by Commanding Officer, [REDACTED] on 5 March 2021.

Effective 27 May 2021 upon joining [REDACTED] Petitioner's BAH at with dependent rate is continued at old PDS zip code [REDACTED]

Note: If Petitioner moves from established residence prior after issue date of orders, regardless of whether or not the Petitioner moves at personal expense, there is no authorization for BAH based on the previous PDS per reference (c).

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  
[REDACTED]