

Docket No. 5460-21 Ref: Signature Date

- From: Chairman, Board for Correction of Naval Records To: Secretary of the Navy
- Subj: REVIEW OF NAVAL RECORD OF FORMER , USN, XXX-XX-
- Ref: (a) Title 10 U.S.C. § 1552 (b) Joint Travel Regulations
- 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 authorizing Household Goods (HHG) shipment my modification of BUPERS Separation Order 0261 issuance date.

2. The Board, consisting of **Construction**, **Construction**, and **Construction**, reviewed Petitioner's allegations of error and injustice on 21 October 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 14 July 2020, Petitioner issued DD Form 214 and released from active duty and transferred to the Navy Reserves.

b. On 26 January 2021, Petitioner receives BUPERS (After the fact) Separation Orders 0261 directing separation during July 2020 with effective date of separation 14 July 2020.

c. On 15 March 2021, Petitioner receives Naval Supply Fleet Logistics Center letter 4600 302/N17H60-21 stating since Petitioner executed a HHG shipment on 21 July 2020 prior to the issuance of orders there was no legal basis to permit payment of his claim.

Subj: REVIEW OF NAVAL RECORD OF FORMER XXX-XX-

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 concluded per reference (b) HHG allowances are based on the PCS order's effective and certain criteria must be met in order to execute HHG transportation before an order is issued. The Service failed to issue the Separation Orders prior to separation date in order for the Petitioner to meet the requirements of reference (b), therefore, relief is granted.

RECOMMENDATION

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

BUPERS Order 0261 issued 1 July 2020 vice 26 January 2021. Petitioner authorized to submit Personally Procured Move (PPM) HHG.

Petitioner will submit a copy of the Board's approval letter to the Navy Household Goods Audit Team with all appropriate HHG documentation and orders to settle his claim. Settlement of move charged against Petitioner's BUPERS Order 0261.

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.

