



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

[REDACTED]  
Docket No. 7061-21  
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD OF [REDACTED], USN, XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552  
(b) JTR 2015

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 a credit of Basic Allowance for Housing Differential (BAH DIFF) from birth of dependent son from 29 October 2015 to 15 September 2019 (day prior to authorized by service).

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 13 January 2022 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. Petitioner's master military pay account (MMPA) reflects Petitioner receiving BAH at the Single rate from 1 January 2017 through 15 September 2019. On 16 September 2019 Petitioner's BAH at the with dependent rate is effective due to approval of dependent child born on 29 October 2015.

b. Petitioner provided Board a copy of son's birth certificate that reflects child's birth on 29 October 2015 with the Petitioner as "Father".

c. On 12 October 2021 Petitioner and mother of child sign statement of financial support indicating Petitioner's support since date of birth. Statement is notarized in [REDACTED]

d. Petitioner provides Board with Lease Renewal Agreement in which is signed by Lessor and Lessee that Petitioner and mother of child have resided in same apartment located in [REDACTED] since 8 September 2014. Address on document is same address Petitioner provided on DD Form 149.

e. Petitioner's official military personnel file contains only one Record of Emergency Data (RED). That RED contains dependent child information and was certified effective 16 March 2020.

f. On 1 May 2020 Petitioners Electronic Service Record NAVPERS 1070/602 is verified due to birth of child born on 29 October 2015.

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 could not determine if Petitioner failed to apply for BAH for dependent child until March 2020 or Service denied BAH application until that date. The Board concluded the Petitioner provided enough evidence and met the requirement of reference (b) in or to warrant relief.

RECOMMENDATION

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

Petitioner's application for BAH Differential and associated pay shall be approved effective 29 October 2015.

Credit Petitioner's pay account for the BAH (Diff) amount from 29 October 2015 to 15 September 2019. This credit will be applied to any period the Petitioner was receiving the BAH at the Single rate and will be adjusted to BAH at the with dependent rate for applicable PDS zip code.

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.

2/9/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]