



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

[REDACTED]
Docket No. 3540-22
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED] [REDACTED], USNR,
[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) The Joint Travel Regulation (JTR) 2021

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 show Petitioner was reimbursed for a personally procured move (PPM).

2. The Board, consisting of [REDACTED] and [REDACTED] reviewed Petitioner's allegations of error and injustice on 9 June 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 finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. On 20 June 2018, Petitioner arrived to [REDACTED] for duty.

c. On 9 April 2021, Certified Automated Truck Scales was issued at [REDACTED] with gross weight of 5,960 lbs.

d. On 10 April 2021, Certified Automated Truck Scales was issued at [REDACTED] with gross weight of 7,720 lbs.

e. On 16 April 2021, Certified Automated Truck Scales was issued at [REDACTED] with gross weight of 8,240 lbs.

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f. On 16 April 2021, Certified Automated Truck Scales was issued at [REDACTED] with gross weight of 17,500 lbs.

g. On 26 April 2021, Office of [REDACTED], notified [REDACTED] that before starting her training program, she will be participating in new resident orientation from 6/15/2021 to 6/23/2021. Orientation activities are determined and required by her individual Program.

h. On 7 June 2021, Petitioner was issued official separation orders (BUPERS order: 1581) while stationed in [REDACTED] with an effective date of departure of July 2021. Petitioner's place elected for travel was [REDACTED] with an effective date of separation 28 July 2021.

i. On 20 July 2021, Petitioner's Application for Do It Yourself Move and Counseling Checklist (DD Form 2278) was created listing a move from [REDACTED] to [REDACTED] with a maximum authorized weight of 11,000 lbs. and Estimated Constructive Costs of [REDACTED]. It was certified by both Petitioner and counselor.

j. On 21 July 2021, Petitioner notified household goods (HHG) AUDIT PPM CLAIMS that he was told by H HG MA Counseling@navy.mil that he can just state the reason he didn't start his PPM documents before he moved. Petitioner separates from the Navy on July 28, his terminal leave started near the end of June. Petitioner's wife needed to start her residency (OBYN) in early June and needed time to get set up, so she went ahead and moved in April. Petitioner did not receive separation orders until mid-June (after her start date for residency), so he could not submit a claim until after she had already moved and brought their household goods with her.

k. On 28 July 2021, Petitioner was honorably released from active duty and transferred to the Naval Reserve.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b)¹, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded per reference (b), HHG allowances are based on when orders are effective and certain criteria must be met in order to execute HHG transportation before an order is issued. Petitioner was authorized to ship HHG in conjunction with his separation. Petitioner's end of contract was 28 July 2021; therefore, Petitioner had reason to believe that orders would be forthcoming.

¹ Reference (b), HHG allowances are based on the permanent change of station (PCS) order's effective date; although, the HHG may be transported as long as the HHG authority remains in effect. The weight allowance is based on the grade held on the effective date of the order authorizing the HHG transportation. HHG transportation before a PCS order is issued is authorized if the request for transportation is supported by all of the following: a. A statement from the authorizing/Order-Issuing Official (AO) or designated representative that the Service member was advised before such an order was issued that it would be issued. b. A written agreement, signed by the applicant, to pay any additional costs incurred for transportation to another point required because the new permanent duty station (PDS) named in the order is different than that named in the AO's statement. c. A written agreement, signed by the applicant, to pay the entire transportation cost if a PCS order is not later issued to authorize the transportation.

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[REDACTED]

RECOMMENDATION

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

Petitioner's official retirement orders (BUPERS order: 1581) were issued on "8 April 2021" vice "7 June 2021."

Note: 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: 1581.

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.

6/21/2022

[REDACTED]
Deputy Director
[REDACTED]