

DEPARTMENT OF THE NAVY

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

> Docket No. 6994-22 Ref: Signature Date

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

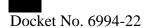
A three-member panel of the Board, sitting in executive session, considered your application on 22 November 2022. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion by Commander, Naval Supply Systems Command letter 5420 Ser SUP 04/099 (received on 14 November 2020) and your response to the opinion.

In accordance with the Joint Travel Regulations, the Government may pay the total transportation cost and other applicable charges for any weight that exceeds the weight allowance. The Government must collect the excess costs from the Service member.

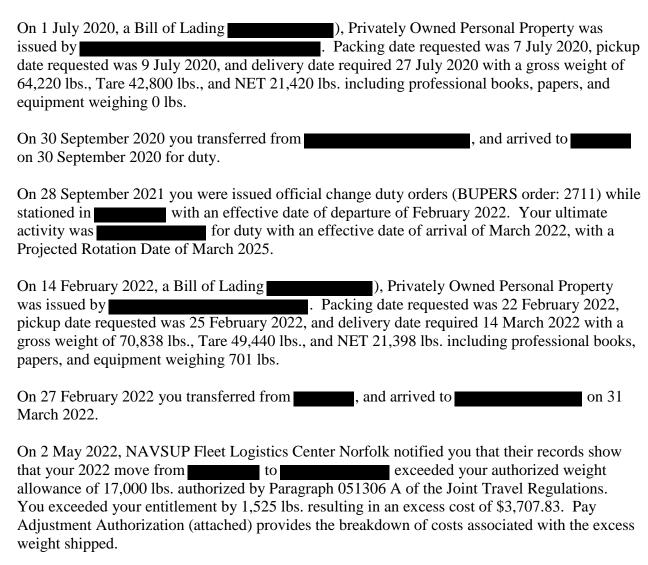
A Service member must repay the Service for the cost of transporting his or her household goods (HHG) in excess of the specified weight allowance, unless there is specific authorization for an increased weight allowance, limited to 18,000 pounds.

All transportation costs are included in determining excess costs, such as storage, accessorial services, and any other costs that the Government paid to move the HHG.

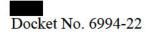
When it is known or suspected that a Service member will exceed the maximum weight allowance before transportation, the Transportation Officer should notify the Service member and the office paying for the transportation. The Service member is financially responsible for the excess weight charges even if the Transportation Officer did not notify the Service



member or the Authorizing/Order-Issuing Official or Approving Official (AO) providing transportation funds of the known or suspected excess weight status before transportation



You requested that your HHG weight for shipment in 2020 be adjusted from 21,420 lbs. to 19,000 lbs. and a refund of \$3,545.56 already paid. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertion that your most recent move was under the weight of the first move and you had acquired an additional 3000 pounds between moves, which proves you were not billed correctly for the first move. However, the Board concluded that the similar weights of your 2020 HHG and 2022 HHG moves are due to inventory sheets consisting of different items and it does not prove a false weight for your 2020 move. You are financially responsible for the excess charges due to exceeding your weight allowance. You may complete a DD Form 2789 Remission of Indebtedness Application and submit it to the Chief of Naval Personnel (N130C) if this creates a financial hardship for you. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.



You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,		
	54-02-0500	12/1/2022
De	eputy Director	
Sic	aned by:	