



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

██████████
Docket No. 8874-22
Ref: Signature Date

████████████████████
██
████████████████████

Dear ████████████████████:

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 15 December 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 accordance with the Joint Travel Regulation (JTR) 2021, to be reimbursed for rental vehicle an Approving Official (AO) must authorize or approve use of a rental vehicle. A traveler must obtain a rental vehicle through an electronic system when it is available or through the Transportation Management Company if it is not available. Travel in and around Temporary Duty (TDY) location: Transportation expense reimbursement in the TDY area may be authorized or approved for travel between lodging and duty site, duty sites and lodging, or duty site and dining facility. The AO may authorize or approve the most economical transportation mode at the TDY location that meets the mission requirements. The transportation mode must be specified in the travel order if it is authorized before travel begins. When authorized or approved, a traveler using commercial transportation may receive reimbursement for local public transit system fares, taxi fares, or rental vehicle costs when using a rental vehicle is more advantageous to the Government.

On 31 August 2021 you were issued official change duty orders (BUPERS order: ██████████) while stationed in ██████████, ██████████ with an effective date of departure of October 2021. Your intermediate (1) activity was ██████████, ██████████ for TDY under instruction with an effective date of

arrival of 6 November 2021. Your ultimate activity was ██████████, ██████████ for duty with an effective date of arrival of 4 February 2022, with a projected rotation date of April 2024.

On 9 September 2021 you signed a Passenger Reservation Request (NPPSC 4650/1) listing block 14 (Detaching Command) ██████████, ██████████, block 15 (Gaining Command) ██████████, ██████████, block 16 (Detachment Date) of 8 October 2021, block 33 (Alternate Route(S)) 8 October 2021 ██████████, ██████████ to ██████████, ██████████, 7 November 2021 ██████████, ██████████ to ██████████, ██████████, and 28 January 2022 ██████████, ██████████ to ██████████, ██████████, and block 34 (Additional Information) 34. Additional Information: Requesting lodging and rental-car between the dates of November 7th, 2021, and January 28th, 2022, for intermediate activity.

On 7 October 2021 you transferred from ██████████, and arrived to ██████████ on 7 November 2021 for TDY.

On 5 November 2021 CWT Sato Travel issued Petitioner a flight Itinerary departing on 7 November 2021 from ██████████, ██████████ to ██████████, ██████████. From ██████████, ██████████ to ██████████, ██████████ with a rental car pick up from ██████████, ██████████ and drop off on 28 January 2022.

On 7 December 2021, 6 January 2022, and 28 January 2022 you were issued Billed Transactions Statements listing \$2,155.88, 2084.21, and 1,528.44.

On 28 January 2022 you transferred from ██████████, and arrived to ██████████ on 31 January 2022 for duty.

On 20 May 2022 the Commander, Fleet Readiness Centers notified Commander, Navy Personnel Command (NPC) that ORDMOD is requested to enable service member reimburse transit cost (rental car) to and from the training facility and lodging while attending formal course at ██████████, ██████████. SAIDBA C-School at NATTC ██████████ is geographically distant from the NGIS, NEX, base galley, and gym; member will not have transportation to/from schoolhouse and on base dining facilities. Dates required: 7 November 2021 to 28 January 2022. Certificate of Non-Availability statement not received. Distance between training facility and lodging is 1.0 miles. No public or government transportation is available on base or provided by the schoolhouse for students attending the course. No other alternative means of transportation is available.

On 8 June 2022 Permanent Change of Station Entitlements Desk, Enlisted Distribution Division, NPC notified ██████████ and ██████████ that NPC can't authorize retroactive reimbursement for self-procured rental cars unless they or member can establish that there was an attempt to request guidance "on-the-front-end" on how to obtain official authorization. NPC would require them to establish that due to admin-error or over-sight made by member's old Permanent Duty Station (PDS) or Detailer or training command or ultimate duty station that he acquired rental car based on miss-communications with one of these parties.

NPC Cc'd the ██████████ Detailing Shop's leadership in order for them to forward this email to the Detailer in hopes that they might have some info that my help your case. "Please let NPC

know "IF" they are able to find anything that supports member's attempt to obtain authorization after-the-fact.”

“FOR PERS-404: Please forward this email to the █ Detailer to see whether or not they have any record of member requesting guidance on how to obtain rental car info. "IF" they have anything, they should email NPC directly with their findings and any email conversation they might have had that supports member's request.”

You requested a correction to your Bureau of Personnel (BUPERS) Order █ dated 31 August 2021, to include a rental vehicle in the line of accounting at your intermediate stop in █, █. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that without your travel settlement, the Board could not determine what you have claimed, what you have received, what has been denied, and the reason for denial. In accordance with the JTR, to be reimbursed for rental vehicle an AO must authorize or approve use of a rental vehicle and the transportation mode must be specified in the travel order if it is authorized before travel begins. Although you requested the use of a rental car on the Passenger Reservation Request on 9 September 2021, and SATO subsequently reserved a rental car for you, there is no evidence that you attempted to request an orders modification approving the use of a rental car prior to your transfer from your old PDS. The Board determined there is not enough evidence at this time to warrant a change to your record.

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,

12/21/2022

█

Deputy Director

Signed by: █