



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

[REDACTED]
Docket No. 2385-23
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) The Joint Travel Regulation (JTR) 2022

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 in full for his Personally Procured Move (PPM).

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 11 May 2023 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. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Petitioner was released from active duty and transferred to the Navy Reserve with an Honorable character of service and was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 1 June 2016 to 30 November 2022 upon completion of required active service.

b. On 9 December 2022, Petitioner was issued official separation orders (BUPERS order: 3432) while stationed in [REDACTED] with an effective date of departure of November 2022. Petitioner's place elected for travel was [REDACTED] with an effective date of separation of 10 December 2022.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]

c. On 10 May 2023, NAVSUP Fleet Logistics Center Norfolk notified the Board for Correction of Naval Records that the system shows 1 December 2022 as the move date. It also shows separation orders date as 9 December 2022. The audit shows that he was paid for 300 lbs.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b) and enclosure (2), the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded per reference (b) Household Goods (HHG) allowances are based on the when orders are effective and certain criteria must be met in order to execute HHG transportation before an order is issued. Petitioner was preparing to separate upon completion of required active service, therefore, Petitioner had reason to believe that official separation orders would be forthcoming. Furthermore, Petitioner was issued official separation orders after his separation. The Board did not determine the amount of reimbursement, it only established Petitioner's entitlement to the PPM, therefore, only partial relief is granted.

RECOMMENDATION

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

Petitioner's official separation orders (BUPERS order: 3432) were issued on 28 November 2022 vice 9 December 2022.

That part of the Petitioner's request for corrective action that exceeds the foregoing be denied.

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.

5/15/2023

[REDACTED]
Deputy Director
[REDACTED]