



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

██████████
Docket No. 3014-23
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 25 May 2023. 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.

On 20 February 2018, you enlisted in the U.S. Naval Reserve for 8 years with an Expiration of Obligated Service of 19 February 2026. You were released from active duty and transferred to the Navy reserve with an Honorable character of service and were issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 23 July 2018 to 20 March 2019 upon completion of required active service.

On 17 October 2021, you arrived to ██████████ for temporary duty and reenlisted for 4 years with an EAOS of 16 October 2025 and SEAOS of 16 October 2026. Basic Allowance for Housing (BAH) at the without dependents rate for ██████████ started.

In accordance with The Joint Travel Regulations (JTR) 010206, Time Limits for Travel Authorizations and Orders. Temporary Duty (TDY) orders for training. Training courses for Service members that are scheduled to last 139 or fewer days (less than 20 weeks) are considered TDY. If the scheduled duration is 140 or more for Training days (20 weeks), then it is a permanent duty assignment.

On 7 February 2022, you were issued official change duty orders (BUPERS order: 0382) while stationed at ██████████ with an effective date of departure of April 2022. Your ultimate activity was ██████████ for duty under instruction with an effective date of arrival of 26 April 2022, with a Projected Rotation Date (PRD) of October 2022.

On 22 April 2022, you transferred from ██████████, and arrived to ██████████ on 25 April 2022 for duty under instruction. On 25 April 2022, BAH at the without dependents rate for ██████████ started/stopped.

On 18 June 2022, ██████████ by ██████████ issued you a bill statement for the period of 23 April 2022 to 18 June 2022.

On 8 November 2022, you were issued official change duty orders (BUPERS order: 3122) with required obligated service to December 2025, while stationed a ██████████ with an effective date of departure of November 2022. Your ultimate activity was ██████████ for duty with an effective date of arrival of 12 December 2022, with a PRD of December 2025.

On 3 December 2022, Navy Lodge ██████████ issued you a bill statement for the period of 18 June 2022 to 3 December 2022.

On 8 December 2022, you transferred from ██████████, and arrived to ██████████ on 12 December 2022 for duty. On 12 December 2022, BAH at the without dependents rate for ██████████ started.

On 12 December 2022, Fleet Logistics Support Squadron Five Six issued you an administrative remarks (NAVPERS 1070/613 for statement of understanding for BAH entitlement. Furthermore, you certified that “I am an E-4 with more than 4 years of service or an E-5 and I request to live in a private residence in the vicinity of my homeport instead of government quarters.”

On 21 December 2022, Travel Voucher Summary (DO Voucher No. ██████████) was issued and paid on 21 December 2022 for the period of 22 April 2022 to 27 June 2022. Government Charge Card Payment: \$1,423.16 and Amount Paid To Traveler: \$0.00.

On 2 February 2023, Unaccompanied Housing, ██████████ Annex notified ██████████ that you ██████████ have not and was currently not residing in Unaccompanied Housing at Naval Air Station ██████████. Non-occupancy includes the dates of 25 April 2022 to 8 December 2022.

On 3 February 2023, Commanding Officer, Information Warfare Training Command ██████████ notified Officer in Charge, Transaction Service Center, ██████████ that per DoD 7000.14-R FMR, you were authorized a report of Basic Allowance Housing effective 25 April 2022 to 8 December 2022.

On 13 February 2023, several adjustments were made to your Defense Joint Military Pay System/Master Military Pay Account (DJMS/MMPA). The final outcome was that you were authorized BAH at the without dependents rate for █ starting 25 April 2022 to present.

You requested that your Permanent Change of Station travel claim be paid in full due to the schoolhouse providing you the wrong information against the JTR. 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 on 7 February 2022, you were issued BUPERS order: █. Your ultimate activity was █ for duty under instruction with an effective date of arrival of 26 April 2022, with a PRD of October 2022. In accordance with JTR, if the scheduled duration is 140 or more for Training days (20 weeks), then it is a permanent duty assignment and no per diem for lodging is authorized. On 13 February 2023, your MMPA was adjusted and ultimately reflected that you were authorized BAH at the without dependents rate for █ starting 25 April 2022 to present.

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,

6/5/2023

