



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

█  
Docket No. 3475-23  
Ref: Signature Date

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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 3 October 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. In addition, the Board considered the advisory opinion by Commander, Naval Supply Systems Command (NAVSUP) of 1 August 2023, which was previously provided to you for comment.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

In accordance with The Joint Travel Regulations (2020), 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 (AO) providing transportation funds of the known or suspected excess weight status before transportation (CBCA 2076-RELO, October 5, 2010).

Table 5-37 Permanent Change of Station (PCS) and non-Temporary Storage (NTS) weight Allowances (Pounds). E-6 with dependents authorized 11,000 pounds.

On 3 February 2020, you were issued official change duty orders (BUPERS order: 0340) with required obligated service to September 2023, while stationed in ██████████ with an effective date of departure of August 2020. Your ultimate activity was ██████████ for duty with an effective date of arrival of 14 September 2020 with a Projected Rotation Date of September 2023.

On 26 June 2020, you were issued official modification to change duty orders (BUPERS order: 0340) with required obligated service to September 2023, while stationed in ██████████ with an effective date of departure of August 2020. Your intermediate (01) activity was ██████████ for temporary duty with an effective date of arrival of 17 August 2020. Your ultimate activity was ██████████ for duty with an effective date of arrival of 14 September 2020 with a Projected Rotation Date of September 2023.

On 3 August 2020, you transferred from ██████████ and arrived to ██████████ on 3 September 2020 for duty.

On 28 September 2023, NAVSUP Fleet Logistics Center Norfolk notified this Board that Personal Property Transportation Auditing System (PPTAS) audit report Control Number: NOY93M-31 listed the following: Max Authorized Weight: 11,000 lbs. Total Moved Net Weight: 12,170 lbs. Excess Weight: 1,170 lbs.

GBL-dHHG-1 Price Per LB: \$ 1.4886745. Total Entitlement is over Maximum Authorized Weight. This transaction consumed 1,170 lbs. of the excess weight. This transaction has a lower price per pound than any transactions that might be listed below, and this lower price per pound is used to determine the Amount Due from member. This is most advantageous for the Member.

Result of Current Audit: Calculate Amount Due Entitlement result \$-1,935.28. Previous Collections \$3,650.23. Amount Due \$1,714.95.

You requested for the excess weight for your PCS move be waived, 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 Naval Supply Systems Command worked with you to obtain your spouse's professional books, papers and equipment (PBP&E) form for

her PBP&E and a letter from your healthcare provider for your child's medical equipment and provided those documents to the Navy HHG Audit Office. The Navy HHG Audit Office re-audited your HHG move subtracting the additional PBP&E items and your child's medical equipment, which lowered collections from \$3,650.23 to \$1,935.28. In accordance with the Joint Travel Regulations, paragraph 051306, you are financially responsible for the remaining excess charges for your 2020 HHG move. You may complete a DD Form 2789, Remission of Indebtedness Application and submit it to the Chief of Naval Personnel (N130C) if this debt 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,

10/6/2023

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