



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

[REDACTED]
Docket No. 3988-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED] [REDACTED], USN,
XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) The Joint Travel Regulation (JTR) 2019

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's official separation orders were issued on 31 July 2019 vice 1 August 2019.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 23 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. On 31 July 2019, Petitioner's conducted his Household Goods (HHG) move.

b. On 1 August 2019, Petitioner was issued official separation orders (BUPERS order: 2139) while stationed in [REDACTED] with an effective date of departure of August 2019.

c. Petitioner was discharged 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 3 August 2011 to 26 August 2019 upon completion of required active service.

d. On 20 April 2023, NAVSUP notified Petitioner via email that, "As explained on the phone the Orders are dated August 1, 2019 and the GBL shows your shipment was picked up on July

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,
XXX-XX-[REDACTED]

31, 2019. Your shipment being picked up before the Orders date is resulting in a collection of \$4,774.71, which was the cost of the move. Your claim will be held for 60 days to give you the opportunity to request the BCNR correct your Orders date to July 31, 2019. Please see the contact information for BCNR below. Once received please forward a full copy of BCNR's findings to me".

e. On 17 May 2023, [REDACTED] notified the Board for Correction of Naval Records that there was no DENIAL letter with this claim. The personal property office moved the HHG PRIOR to issuance of orders.

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 corrective action. The Board concluded that per reference (b), HHG allowances are based on 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, however, the personal property office moved the HHG prior to issuance of orders.

RECOMMENDATION

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

Petitioner's official separation orders (BUPERS order: [REDACTED]) were issued on 30 July 2019 vice 1 August 2019.

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.

5/25/2023

[REDACTED]