



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

[REDACTED]  
Docket No. 5388-23  
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552  
(b) MILPERSMAN 1300-170, 20 Aug 10

Encl: (1) DD Form 149 w/attachments  
(2) Advisory Opinion by NPC memo 1000 PERS-45, 18 Dec 23  
(3) 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 her naval record be corrected to show Petitioner received command sponsorship for her spouse effective 25 March 2023.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 23 January 2024 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. In accordance with reference (b), Navy Service members, regardless of rank or length of service, may elect the accompanied or unaccompanied tour in overseas areas with an accompanied tour prescribed. If the accompanied tour is elected, the Service member may have dependents command-sponsored.

Per DoD Instruction 1315.18, in order for dependents to be command-sponsored by the appropriate military commander, the Service member must meet the following criteria, as applicable: Be assigned to a location where an accompanied-by-dependents tour is authorized, and the member agrees to serve the prescribed accompanied tour. Be granted authorization by the appropriate military commander for dependents to be present in the vicinity of the overseas Permanent Duty Station (PDS). Have all dependents meet overseas suitability screening requirements so that they

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

may be command-sponsored and transported to the overseas PDS at Government expense. Command sponsorship shall be effective from the date of determination and shall not be retroactively granted, i.e., dated prior to the Service member's request, for any reason.

Command sponsorship carries with it travel and transportation entitlements and shall not be rescinded while the dependents are at the overseas PDS except with the authorization of SECNAV via Chief of Naval Operations (N13).

b. On 24 December 2021, Petitioner got married.

c. On 10 August 2022, Petitioner was issued official change duty orders (BUPERS Order: [REDACTED]) with required obligated service to December 2025, while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of November 2022. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 15 December 2022 with a Projected Rotation Date (PRD) of December 2025. Detaching command: member has orders to an overseas location which requires an overseas assignment suitability screening to be performed IAW OPNAVINST 1300.14d BUMEDINST 1300.2a and MILPERSMAN 1300-300(series). Do not delay members screening due to dependents geographic location or preexisting conditions. Commanding officers are responsible for providing an update via BUPERS online (BOL) within 30 calendar days.

d. On 6 October 2022, Petitioner's spouse was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 7 January 2014 to 13 September 2022 with an honorable character of service upon completion of required active service.

e. On 13 December 2022, Petitioner was issued official modification to change duty orders (BUPERS Order: [REDACTED]) with required obligated service to February 2026, while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of January 2023. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 28 February 2023 with a PRD of February 2026.

f. On 22 December 2022, Petitioner was issued official modification to change duty orders (BUPERS Order: [REDACTED]) with required obligated service to February 2026, while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of January 2023. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 28 February 2023 with a PRD of February 2026.

g. On 23 January 2023, Petitioner was issued official modification to change duty orders (BUPERS Order: [REDACTED]) with required obligated service to March 2026, while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of March 2023. Petitioner's ultimate activity was [REDACTED], [REDACTED], [REDACTED] for duty with an effective date of arrival of 30 March 2023 with a PRD of March 2026.

h. On 7 February 2023, CWT Scheduled Airlines Traffic Offices (SATO) issued Petitioner and her spouse with a flight Itinerary departing on 23 March 2023 from [REDACTED] to [REDACTED], [REDACTED]. From [REDACTED], [REDACTED] to [REDACTED].

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

- i. On 22 March 2023, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 25 March 2023 for duty.
- j. On 29 March 2023, Petitioner submitted and signed a Report of Suitability for Overseas Assignments (NAVPERS 1300/16). Page 3 of 4 (Part II Recommendation of Commanding Officer (Or OIC) of Medical Treatment Facility) was signed by the CO/OIC or designee of medical Facility on 28 November 2022, listing Petitioner and her spouse as suitable for this assignment. Petitioner's request was approved by cognizant authority effective 9 May 2023.
- k. On 24 April 2023, Petitioner submitted and signed a Request for Command Sponsorship (COMNAVMARIANS 1700/3). Petitioner's request was approved by cognizant authority effective 21 June 2023.
- l. On 30 April 2023, Travel Voucher Summary (DO Voucher No. [REDACTED]) was issued and paid on 7 June 2023 for the period of 22 March 2023 to 25 March 2023. Advances/Prior Payments: \$3,109.26. Total Entitlement/Total Charged to Account Class: \$3,651.76. Total Amount Payable/Due Employee: \$542.50.
- m. In the advisory opinion, attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

## CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that on 10 August 2022, Petitioner was issued BUPERS Order: [REDACTED] to [REDACTED] which required Petitioner and dependents to complete an overseas assignment suitability screening. At that time, Petitioner's spouse was not listed in her orders as a dependent because he was still on active duty. Petitioner's spouse was discharged on 13 September 2022 and his DD Form 214 was issued on 6 October 2022. Petitioner began the necessary steps to update her record to show she acquired her spouse as a dependent effective the date of his discharge. Furthermore, there is evidence that Petitioner and her spouse began the screening process on 28 November 2022. The Board concluded that due to erroneous counsel from her detailer and tickets issued by SATO, she transferred to [REDACTED] with her spouse without having obtained command sponsorship for him resulting in Petitioner not receiving entitlements at the with dependents rate. Therefore, Command sponsorship for Petitioner's dependent spouse should be backdated to her effective date of arrival to new PDS.

## RECOMMENDATION

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

Petitioner's official modification to change duty orders (BUPERS Order: [REDACTED]) issued on 23 January 2023 listed Petitioner's spouse as authorized to travel.

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

Petitioner's request for command sponsorship was submitted in a timely manner and was approved by cognizant authority prior to SATO issuing official travel on 7 February 2023.

Note: Petitioner will submit a supplemental travel claim with all required documents to include a copy of this letter through appropriate administrative channels for reimbursement. Settlement of claim is chargeable to the line of accounting on the Petitioner's BUPERS Order: [REDACTED].

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.

1/31/2024

[REDACTED]