



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

██████████
Docket No. 6003-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO ██████████, USN,
██████████ (RET)

Ref: (a) Title 10 U.S.C. § 1552
(b) The Joint Travel Regulation (2023)

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 for his Personally Procured Move (PPM) of Household Goods (HHG) shipment.

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 26 October 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 10 February 2022, Commander, Navy Personnel Command (PERS-836) notified Petitioner that his transfer to the Retired List was authorized as follows: Effective Date: 1 November 2023, Rate/Grade: AWSCM/E-9, and service in a higher pay grade: No. A statement of service will be completed and uploaded to Petitioner's approved request in the Navy Standard Integrated Personnel System no later than 120 days prior to his approved date. Per MILPERSMAN 1800-020, Petitioner's local Personnel Support Activity Detachment/command may issue orders and provide accounting data no earlier than 9 months prior to Petitioner's approved retirement date. Petitioner must sign a PG 13 entry designating a home of selection prior to household goods shipment and/or transfer of dependents. PG 13 entry must also contain a statement that Petitioner understands he will remit entire cost of shipment of household goods and/or transportation of dependents in the event Petitioner's retirement authorization is cancelled.

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b. On 14 February 2022, Commanding Officer, [REDACTED] notified Commander, Navy Personnel Command (PERS-836) that “I highly recommend a waiver for the early issuance of orders for [Petitioner]. This waiver will allow him to tend to his family’s needs as he prepares for retirement.”

c. On 11 May 2022, NAVSUP HQ notified Petitioner that, “Based on information provided you will be moving your family before orders which is not allowed per JTR 010206 and NAVSUP P490 para 3.1. “With that said, you can submit what is called an after the fact PPM once you your retirement Orders are issued. The Navy HHG Audit team will deny your reimbursement claim AND then provide you instruction on how to file a Board of Corrections of Naval Records (BCNR). You will submit the BCNR, if approved (normally is), you will then resubmit your reimbursement package. With the approved BCNR, then the Navy HHG Audit team can approve/process your package.”

d. On 1 June 2023, Petitioner was issued official retirement orders (BUPERS order: 1523) while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of November 2023. Home of Selection: Deferred with an effective date of retirement of 1 November 2023.

e. On 25 July 2023, NAVSUP Fleet Logistics Center Norfolk notified Petitioner that paragraph 051302 A of the Joint Travel Regulation states that transportation of HHG at government expenses prior to the issuance of permanent change of station orders is not authorized. Exception is made when the order issuing authority (Navy Military Personnel Command) or member designated representative provides a written statement that orders are forthcoming and shipment may be prior to the official issuance of orders. A review of the documentation supporting the claim shows that Petitioner initiated shipment of his HHG on 22 June 2022 prior to the 1 June 2023 issue date of his orders. Since shipment was made prior to the issuance of orders, this office has no legal basis to permit payment of Petitioner’s claim.

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 per reference (b), 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. On 10 February 2022, Commander, Navy Personnel Command (PERS-836) notified Petitioner that his transfer to the Retired List was authorized effective 1 November 2023. On 14 February 2022, Petitioner requested a Waiver for Early Issuance of Orders for the purpose of moving his family and HHG in time for his wife accept her new job opportunity and his son could start in a new school. Petitioner was advised by NAVSUP HQ that if he moved his family and HHG prior to the issuance of orders, his reimbursement claim would be denied. However, he could submit an after the fact PPM claim to the BCNR. The Board determined that Petitioner relied on the advice of NAVSUP HQ that if he moved his family and HHG prior to the issuance of his orders, his reimbursement claim would eventually be approved.

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[REDACTED] (RET)

RECOMMENDATION

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

Petitioner's official retirement orders (BUPERS order: 1523) were issued on "21 June 2022" vice "1 June 2023."

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.

11/6/2023

