



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

██████████
Docket No. 8638-23
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO FORMER MEMBER ██████████, USN,
XXX-XX-██████████

Ref: (a) Title 10 U.S.C. § 1552
(b) The Joint Travel Regulation (JTR) 2022

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).

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 24 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 31 January 2022, Petitioner was issued official change duty orders (BUPERS order: ██████████) with required obligated service to October 2025 while stationed in ██████████ with an effective date of departure of July 2022. Petitioner's intermediate (01) activity was ██████████ for temporary duty under instruction with an effective date of arrival of 25 July 2022. Petitioner's intermediate (02) activity was ██████████ for temporary duty with an effective date of arrival of 12 October 2022. Petitioner's ultimate activity was ██████████ for duty with an effective date of arrival of 31 October 2022 with a projected rotation date (PRD) of October 2025.

b. On 4 March 2022, Petitioner was issued official modification to change duty orders (BUPERS order: ██████████) with required obligated service to October 2025 while stationed in ██████████ with an effective date of departure of July 2022. Petitioner's intermediate (01) activity was ██████████

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for temporary duty under instruction with an effective date of arrival of 25 July 2022.

Petitioner's intermediate (02) activity was [REDACTED] for temporary duty with an effective date of arrival of 12 October 2022. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 31 October 2022 with a PRD of October 2025.

c. On 29 July 2022, U-Haul (Equipment Contract) issued Petitioner equipment 2 contract receipts for total rental charges of \$2,669.96 and \$16.42.

d. On 1 August 2022, Petitioner was issued official separation orders (BUPERS order: [REDACTED]) while stationed in [REDACTED] with an effective date of departure of August 2022. Petitioner's place elected for travel: [REDACTED] with an effective date of separation of 17 August 2022 ([REDACTED]).

e. Petitioner was discharged with an honorable character of service and was issued a DD Form 214, Certificate of Release or Discharge from Active Duty for the period of 1 August 2012 to 17 August 2022 upon completion of required active service.

f. On 6 October 2022, Petitioner was issued official cancellation to change duty orders (BUPERS order: [REDACTED]).

g. On 12 July 2023, Petitioner signed Application for Personally Procured Move and Counseling Checklist (DD Form 2278) listing a PPM move authorized from [REDACTED] to [REDACTED] with a maximum authorized weight of 9,000 lbs. and Estimated Constructive Costs of \$8,007.42. Move date was 30 July 2022. Counselor certified the form on 12 July 2023.

h. On 21 August 2023, NAVSUP Fleet Logistics Center Norfolk notified Petitioner that paragraph 051302 A of the Joint Travel Regulation states that transportation of Household Goods (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 29 July 2022 prior to the 1 August 2022 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 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 approaching the end of his required active service, therefore Petitioner had reason to believe that separation orders would be forthcoming.

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XXX-XX-[REDACTED]

RECOMMENDATION

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

Petitioner's official separation orders (BUPERS order: [REDACTED]) were issued on "28 July 2022 ([REDACTED])" vice "1 August 2022 ([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.

10/30/2023

