

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 1 May 2024

DOCKET NUMBER: AR20230011563

APPLICANT REQUESTS:

- Remission of debt for “do it yourself” (DITY) move
- Close travel voucher

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:

- DD Form 149 (Application for Correction of Military Record)
- DD Form 214 (Certificate of Release or Discharge from Active Duty)
- Letter from U.S. Department of the Treasury

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code, section 1552(b); however, the Army Board for Correction of Military Records (ABCMR) conducted a substantive review of this case and determined it is in the interest of justice to excuse the applicant's failure to timely file.
2. The ABCMR does not have purview over the applicant's request to close his travel voucher. This portion of the applicant's request will not be discussed further in the Record of Proceedings. The Board will make a determination regarding the applicant's request for remission of his debt.
3. The applicant states, his DITY move was completed and the travel voucher may not have been closed. He saw a deduction in his pay and called Defense Finance Accounting Service (DFAS). DFAS said the debt was because a travel voucher was not closed after his move.
4. The applicant provides a letter from the U.S. Department of Treasury, dated 3 July 2023, which states the U.S. Department of Treasury applied all or part of his payment to a delinquent debt he owed. Original payment was \$913.00.
5. The applicant's service records contain the following documents:

a. DD Forms 4 (Enlistment/Reenlistment Document Armed Forces of the United States) shows the applicant enlisted in the Regular Army on 15 April 2002 and entered active duty on 7 May 2002. He had an immediate reenlistment in the Regular Army on 1 June 2006.

b. Orders 303-0331, published by Headquarters, Joint Readiness Training Center and Fort Polk, dated 29 October 2008 honorably discharged the applicant from the Regular Army effective 27 November 2008.

c. DD Form 214, shows the applicant was honorably discharged on 27 November 2008. He had completed 6 years, 6 months, and 21 days of active-duty service. He was discharged for disability, severance pay, combat related. He received severance pay in the amount of \$29,891.40.

d. The applicant's service record was void of travel vouchers.

6. On 29 December 2023, DFAS responded to a request for information regarding the applicant's debt. They stated the applicant had an out of service debt. The debt was due to overpayment of travel entitlements or non-settlement of a travel advance per travel order number 303033, dated 29 October 2008. The original debt amount was \$3,193.53. The applicant still owes \$879.16.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was not warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition and executed a comprehensive and standard review based on law, policy and regulation. Upon review of the applicant's available military records the Board determined the applicant insufficient evidence to support his contentions of a closed travel voucher. The Board noted the applicant's records is absent substantiating evidence showing the voucher was closed properly and submitted for final processing. The Board determined based on the DFAS memorandum there is no error or injustice that warrants correction. Therefore, the Board denied relief.

2. This board is not an investigative body. The Board determined despite the absence of the applicant's travel records, they agreed the burden of proof rest on the applicant, however, he did not provide any supporting documentation and his service record has insufficient evidence to support the applicant contentions for remission of debt for "do it yourself" (DITY) move.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
█	█	█	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

The evidence presented does not demonstrate the existence of a probable error or injustice. Therefore, the Board determined the overall merits of this case are insufficient as a basis for correction of the records of the individual concerned.



I certify that herein is recorded the true and complete record of the proceedings of the Army Board for Correction of Military Records in this case.

REFERENCES:

1. Title 10, U.S. Code, section 1552(b), provides that applications for correction of military records must be filed within 3 years after discovery of the alleged error or injustice. This provision of law also allows the ABCMR to excuse an applicant's failure to timely file within the 3-year statute of limitations if the ABCMR determines it would be in the interest of justice to do so.

2. Army Regulation 600-4 (Remission or Cancellation of Indebtedness) provides policy and instructions for submitting and processing packets for remission or cancellation of indebtedness to the U.S. Army. Requests for remission or cancellation of indebtedness must be based on injustice, hardship, or both. A Soldier's debt to the U.S. Army may be

remitted or canceled on the basis of this regulation in cases arising from debts incurred while serving on active duty or in an active status as a Soldier.

//NOTHING FOLLOWS//