

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 9 July 2024

DOCKET NUMBER: AR20230012938

APPLICANT REQUESTS: reinstatement of expired transportation and Household Goods (HHG) shipping entitlements.

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), 31 August 2021
- Department of the Army letters
- Enrollment Verification, 31 August 2023

FACTS:

1. The applicant states in pertinent part that he is seeking reinstatement of his HHG shipment entitlement in accordance with the Joint Travel Regulation (JTR). He contends that since retiring on 31 August 2021, he has had 2 extensions of his HHG shipping entitlement with his final extension set to expire on 30 August 2024. He notes that his initial request for extension submitted in August 2022 was not processed. His requests are based on the ongoing enrollment of his dependent children in high school and references the statement in his retirement orders "movement of dependents and shipment HHG to a home selection is authorized."

2. A review of the applicant's available service records reflects the following:

a. On 12 June 1995, the applicant enlisted in the Regular Army.

b. On 16 September 2020, the Installation Management Command, Directorate of Personnel and Family Readiness issued Orders Number 260-0001 reassigning the applicant to the transition center pending separation processing and further placement on the retired list on 1 September 2021. The additional instructions provide for movement of dependents and the shipment of HHG to a Home of Selection (HOS) is authorized. He was further authorized up to 1 year to complete selection of a home and travel in connection with this action.

c. On 31 August 2021, the applicant was honorably retired from military service.

3. The applicant provides the following a:

a. Department of the Army letters reflective of the applicant being granted two HHG shipment extensions with the final extension set to expire on 31 August 2024. The applicant was further advised that future requests for travel and transportation entitlement extensions should be submitted 30 days prior to the extension expiration date along with recent dated documentation to support his request.

b. Enrollment Verification dated 31 August 2023 reflective of information pertaining to the applicant's two dependent children. His eldest child graduated high school in June 2023 while his youngest child is still enrolled with a projected graduation date in calendar year 2024.

4. On 20 February 2024, the Department of the Army Deputy Chief of Staff, G-4, Chief, Transportation Policy Division, provided an advisory opinion noting that in accordance with JTR paragraph 051003-11 (Time Limitations for Travel to the HOS). A Service member and dependents must begin travel to an HOS within 1-year of the Service member's termination from active duty unless additional time is authorized or approved. JTR paragraph 052013 (HHG Transportation in Connection with Retirement - Time Limits) HHG must be turned over for transportation within 1-year following active-duty termination. The governing JTR was in effect for all retirement orders with a retirement date prior to 24 June 2022. The applicant requested his reinstatement 12 months after travel and transportation expired on 31 August 2022.

5. On 1 March 2024, the applicant was provided with a copy of the advisory opinion and afforded 15 days to provide comments. As of 27 June 2024, the applicant has not responded.

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered. The evidence of record shows the applicant retired on 31 August 2021. His retirement orders authorized him up to 1 year to complete selection of a home and travel in connection with this action. The JTR states a servicemember and dependents must begin travel to a home of selection within one year of the servicemember's termination from active duty unless additional time is authorized or approved. HHG must be turned over for transportation within one year following active duty termination. The applicant provided evidence he requested and was granted two HHG shipment extensions with the final extension set to expire on 31 August 2024. He provided evidence of ongoing enrollment

of his dependent children in high school which the Board found persuasive and reasonable. Notwithstanding the G-4 advisory official's determination that the applicant requested his reinstatement 12 months after travel and transportation expired on 31 August 2022, the Board determined that approval of the extension of his travel and transportation authorization at government expense to his home of selectin until 31 August 2025 is appropriate. The Board also determined that any additional extensions must be timely submitted to the local Transportation Office with full justification.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

■	■	■	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:	:	:	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

The Board determined the evidence presented is sufficient to warrant a recommendation for partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by showing the applicant timely requested and received approval for annual extensions of his retirement transportation entitlements through 31 August 2025.

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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.

REFERENCE:

JTR section 052013 C1 (HHG Transportation in Connection with Retirement) states a Service member is authorized HHG transportation from the last permanent duty station to the Service Member's HOS. Extensions may be granted through the Secretarial process for an unexpected event beyond the Service member's control that occurs and that prevents him or her from moving to the HOS within the specified time limit. A Service member must request all extensions in writing using the Secretarial process. An extension may not be for more than 6 years from the date of retirement.

//NOTHING FOLLOWS//