

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 28 August 2025

DOCKET NUMBER: AR20240007338

APPLICANT REQUESTS: retroactive entitlement to Basic Allowance for Housing (BAH) based on the 78610 zip code rather than 78109.

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

- DD Form 149 (Application for Correction of Military Record)
- Self-authored letter – reflective of the applicant's submitted request for the assistance of her state representative with resolving her BAH entitlements issue
- DA Form 5960 (BAH Authorization and Dependency Declaration), 12 August 2022 – reflective of the applicant's submitted request to change her BAH entitlements effective 11 July 2022; document is not endorsed by her commander
- Orders Number HO-265-0022 (A1), 22 September 2022 – reflective of Orders Number HO-265-0022 being amended to reflect a change in the Accounting Code
- Orders Number HO-265-0022, 22 September 2022 – reflective of the applicant being deployed in a Temporary Change of Station status effective 2 October 2022 for a period not to exceed 383 days; BAH is based on principal residence when ordered to active duty in a Temporary Duty (TDY) status
- Orders Number UT-132-0006, 12 May 2022 – reflective of the applicant being ordered to active duty effective 15 September 2022 for 400 days
- DD Form 214 (Certificate of Release or Discharge from Active Duty) – reflective of the applicant's service on active duty from 15 September 2022 – 30 August 2023; item 7a. (Place of Entry into Active Duty) reflects: Converse, TX; item 7b. (Home of Record at Time of Entry) reflects: Converse, TX 78109
- Residential Lease Agreement, reflective of the applicant's contractual lease agreement pertaining to a property located in Buda, TX 78610 from 1 July 2022 – 30 June 2023
- Draft Memorandum – Subject: Request for Address Change, 1 February 2023 – reflective of a sample template to be utilized by Soldiers when requesting an address change
- Leave and Earnings Statements (July – August 2023) – reflective of the applicant's pay and entitlements for the month of July and August 2023:

- July – zip code is blank; various payments pertaining to BAH Adjustment Pay as well as debts pertaining to Imminent Danger and Hazardous Duty Pays (HDP) received
- August zip code reflects 78109 with a \$15,386.60 BAH entitlement followed by a \$16,947.22 debt
- Email communication – reflective of the applicant's communication with various unit personnel pertaining to her home address not being changed in a timely manner; she notes that the request was submitted in August 2022

FACTS:

1. The applicant states:

- She deployed to Djibouti, Africa from September 2022 – July 2023
- She received deployment orders in May 2022; address reflected a 78109 zip code
- In June 2022 – she moved to a 78610 zip code; the difference in BAH entitlements was +\$276 at the new address (a total of approximately \$3,000 for the duration of her deployment)
- Shortly after being mobilized, her zip code was changed accordingly, and she began receiving the correct BAH amount based on the new zip code; however her orders were not amended to reflect the correct address
- In July 2023 (during her demobilization) – her DD Form 214 was issued reflective of the incorrect address (78109 zip code)
- Her following two paychecks reflected various debts being collected including BAH recoupment for 10 months and all HDP while on a temporary duty assignment
- In August 2023 - \$16,947.22 was deducted from her pay and entitlements; subsequent deductions continued through February 2024

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

- On 3 November 2017 – she enlisted in the U.S. Army Reserve
- On 10 March 2022 (Orders Number 22-069-00026) – she was reassigned to the 450th Civil Affairs Battalion, White Plains, MD 20695 effective 10 April 2022; home address zip code 78109
- On 12 May 2022 (Orders Number UT-132-0006) – she was ordered to active duty effective 15 September 2022 for a period of 400 days; home address zip code 78109
- On 17 January 2024 (Orders Number 6846828.01) – she was reassigned to the 343rd Medical Company, Richmond VA 23224 effective 11 December 2023

- On 30 August 2023 – she was released from active duty; DD Form 214 item 7a./b. (Place of Entry into Active Duty/Home of Record at Time of Entry) reflects zip code 78109
- On 25 August 2024 – she submitted a DA Form 5960 recertifying her BAH entitlements based on zip code 28546 effective 3 November 2017

3. On 25 April 2025, the Department of the Army, Deputy Chief of Staff, G-1, provided an advisory opinion recommending denial of the applicant's request noting that she updated her address in the MyPay system without a valid amended order. Army policy requires Reserve units to request through the U.S. Army Human Resources Command approval for primary residence corrections on mobilization orders. The applicant has not provided evidence that she informed the government of the incorrect address before reporting to active duty or that her request for the change was approved.

4. On 29 April 2025, the applicant was provided with a copy of the advisory opinion and afforded 14 days to provide comments. She did not respond.

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, a minority of the Board found that full relief was warranted, while a majority of the Board found that relief was/was not warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition, and executed a comprehensive review based on law, policy, and regulation. Upon review of the applicant's petition, available military records, and recommendation from the Deputy Chief of Staff, G-1, the Board concurred with the G-1 advisory memorandum finding that she updated her address in the MyPay system without a valid amended order. Army policy requires Reserve units to request through the U.S. Army Human Resources Command approval for primary residence corrections on mobilization orders. Therefore, the Board denied relief.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	XXX	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
XXX	:	XXX	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.

X //Signed//

CHAIRPERSON

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. Department of Defense Financial Management Regulation, Section 5 (Basic Allowance for Housing (BAH)) provides that BAH is paid for housing within the U.S.

a. Subsection 10.5.3.5 (Called or Ordered to Active Duty Training (ADT) for 140 or More Days But Not Authorized HHG Transportation) provides that except as provided in subparagraphs 10.5.3.8 and 10.5.3.11, an Reserve Component member who is not authorized HHG transportation for a PCS (e.g., when duty is not performed for 140 or more days at one location) receives BAH or OHA based on the primary residence at the time called or ordered to Active Duty (AD).

b. Subsection 10.5.3.6 (Called or Ordered to Active Duty Other than Training for 181 days or more but not Authorized Household Goods (HHG) Transportation) provides that except as provided in subparagraphs 10.5.3.8 and 10.5.3.11, an Reserve Component member who is called or ordered to AD for other than training for 181 or more days and is not authorized HHG transportation for a PCS receives BAH or OHA based on the primary residence.

c. Subsection 10.5.3.9 (Called or Ordered to Active Duty for Contingency) provides that a Reserve Component (RC) member called or ordered to AD in support of a contingency operation is authorized BAH or OHA based on the primary residence beginning on the first day of AD. This rate is authorized even for duty of 30 or fewer days. This rate continues for the duration of the tour unless the RC member is authorized PCS HHG transportation, in which case the rate for the Permanent Duty Station would apply on the day the RC member reports to the PDS.

2. Army Regulation (AR) 15-185 (ABCMR) paragraph 2-9 states the ABCMR begins its consideration of each case with the presumption of administrative regularity. The applicant has the burden of proving an error or injustice by a preponderance of the evidence.

//NOTHING FOLLOWS//