

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 5 February 2025

DOCKET NUMBER: AR20240007585

APPLICANT REQUESTS:

- remission or cancellation of indebtedness for Personally Procured Move (PPM) advance in the amount of \$6,497.40
- a personal appearance before the Board via video or telephonically

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

- DD Form 149 (Application for Correction of Military Record)
- Headquarters (HQs), III Corps and Fort Hood Orders Number 035-0135
- Certified Automated Truck (CAT) Scale Ticket Number 18167276
- Travel Voucher Summary Claim Number 11789081
- CAT Scale Ticket Number 14719506
- DD Form 2278 (Application for Do It Yourself (DIY) Move and Counseling Checklist, 27 January 2021
- PPM Shipment Closeout – Incentive Based document
- DD Form 1351-2 (Travel Voucher or Sub-voucher)
- DD Form 2278, 22 February 2021
- Travel Voucher Summary Claim Number 11837256
- Defense Finance and Accounting Service (DFAS) Military Leave and Earnings Statement, 1 June 2021
- DFAS letter
- Email from 407th Army Field Support Brigade (AFSB)

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code (USC), 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 applicant states he requests the remission or cancelation of his indebtedness for PPM in the amount of \$6,497.40 plus interest and fees for the PPM advance debt for his move from Fort Cavazos (formerly Fort Hood), TX to his home of record in Jacksonville,

FL which was coordinated through the transportation office. He contacted the Fort Cavazos transportation office, DFAS and the finance office for assistance regarding the indebtedness but he has not received any relief. He was double charged for the move which has caused a financial hardship to his family.

3. A review of the applicant's service record shows:

a. On 9 April 2013, the applicant enlisted in the Regular Army and had continuous service through extensions or reenlistments.

b. On 4 February 2020, Orders Number 035-0135, issued by HQs, III Corps and Fort Hood, the applicant was assigned to the U.S. Army transition point for his release from active duty. The additional instructions stated the shipment of Household Goods (HHG) and travel allowances were authorized for up to 180-days following his discharge date.

c. On 23 March 2020, Orders Number 083-0120, issued by HQs, III Corps and Fort Hood, rescinded Orders Number 035-0135 issued by the same command.

d. On 23 March 2020, Orders Number 083-0122, issued by HQs, III Corps and Fort Hood, the applicant was assigned to the U.S. Army transition point for his release from active duty. The additional instructions stated the shipment of HHG and travel allowances were authorized for up to 180-days following his discharge date.

e. On 8 April 2020, the applicant was honorably released from active duty and assigned to the U.S. Army Reserve (USAR) Control Group (Reinforcement). DD Form 214 (Certificate of Release or Discharge from Active Duty) shows the applicant completed 7-years of active service.

f. On 28 April 2020, Orders Number C-04-005330, issued by the U.S. Army Human Resources Command, the applicant was assigned to a USAR Troop Program Unit, effective 24 April 2020.

g. The 180-days from the date of the applicant's released from active duty was 8 October 2020.

h. On 21 January 2021, Orders Number 21-021-00046, issued by HQs, 63rd Readiness Division (USAR), the applicant was honorably discharged from the USAR, effective 21 January 2021.

4. The applicant provides:

a. CAT Scale ticket number 18167276 shows the gross weight of his empty vehicle was 7,820 pounds as determined by scale number 2155 on 8 December 2020.

b. Travel Voucher summary claim number 11789081 shows the applicant received an advance in the amount of \$3,132.32 on 9 April 2020 which was not settled as of 18 December 2020 for his Orders Number 035-0135.

c. CAT Scale ticket number 14719506 shows the gross weight of his loaded vehicle was 17,900 pounds as determined by scale number 2155 on 4 January 2021.

d. DD Form 2278 shows on 27 January 2021 the applicant applied for a DIY move due to his release from active duty in accordance with Orders Number 035-0135 to move his HHG 1,042 miles from Killeen, TX to Jacksonville, FL. He was allowed a maximum authorized weight of 8,000 pounds. He was allowed an advance in the amount of \$3,132.32. Item 9e stated he agreed to furnish two weight tickets within 45-days from the start date of the move. If he failed to do so, he voluntarily consented to the collection of all government costs of the move from his pay. He also consented to the collection of any unearned advance operating allowance up to the maximum of \$3,132.32 from his pay. His operating expenses shows he had a weighing fee in the amount of \$29.00 and fuel in the amount of \$350.81 for a total of \$374.81. He certified the expenses were legitimately incurred during his PPM on 8 May 2020 from Killeen, TX to Jacksonville, FL.

e. PPM Shipment Closeout – Incentive Based document shows his actual net weight was 8,000 pounds for a planned move on 8 May 2020. The gross incentive was in the amount of \$5,890.10, government constructive cost in the amount of \$6,200.10 and an advance in the amount of \$3,132.32 for the remaining reimbursement owed to the customer in the amount of \$2,757.78.

f. DD Form 1351-2 for the applicant's PPM was signed by the applicant on 27 January 2021 and reviewed on 22 February 2021.

g. DD Form 2278 shows on 22 February 2021 the Installation Transportation Office/Traffic Management Office certified the applicant's DIY move due to the applicant's release from active duty in accordance with Orders Number 035-0135 to move his HHG 1,042 miles from Killeen, TX to Jacksonville, FL. The applicant was allowed a maximum authorized weight of 8,000 pounds. He was allowed an advance in the amount of \$3,132.32. Item 9e stated the applicant agreed to furnish two weight tickets within 45-days from the start date of the move. If he failed to do so, he voluntarily consented to the collection of all government costs of the move from his pay. He also consented to the collection of any unearned advance operating allowance up to the maximum of \$3,132.32 from his pay.

h. Travel Voucher summary claim number 11837256 shows on 8 May 2020 the applicant completed an 8,000 pound DIY moved with the operating expense of \$374.81 for the 1,040 mile move from Killeen, TX to Jacksonville, FL. The voucher was paid on 26 February 2021 for the \$5,890.10 move of his HHG less the federal tax withholding in the amount of \$1,213.36 and \$3,132.32 uncollected settlement for \$1,544.42 due to the employee.

i. DFAS Leave and Earnings Statement dated 1 June 2021 shows the applicant had an unpaid balance for a base exchange debt in the amount of \$3,398.83.

j. DFAS letter dated 1 February 2023, the applicant was notified of his indebtedness owed to the U. S. Government in the Amount of \$6,497.40 for a deduction on his Reserve pay record unrelated to his pay and allowance entitlement. The debt was for repayment of a travel advance and \$192.76 for Service Member's Group Life Insurance premiums paid on his behalf which were paid because he had an active payroll account.

k. Email from 407th AFSB informing the applicant the Fort Hood Transportation Division could not provide him guidance regarding the debt or payments thereof for an advance, he would have to contact DFAS.

5. On 17 December 2024, in the processing of this case, the Office of the Deputy Chief of Staff G1 provided an advisory opinion regard the applicant's request for the remission or cancelation of his indebtedness for his advance of PPM funds. The advisory official recommended approval of his request for the amount of \$6,497.40. The applicant received an advance for his PPM on 19 March 2020 which was completed 27 January 2021. On 19 March 2020, the applicant arranged for the transportation of his HHG to his home of record through the local transportation office. He requested and received an advance on 9 April 2020 for the transportation of his HHG which he was authorized. The applicant did not submit his settlement voucher in a timely manner which resulted in a processing error in the reconciliation of his advancement of allowances.

6. On 18 December 2024, the Army Review Boards Agency, Case Management Division, provided the applicant the advisory opinion for review and comment. The applicant has not responded.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was warranted. The Board carefully considered the applicant's (former service member) record of service, documents submitted in support of the petition and executed a comprehensive and standard review based on law, policy and regulations. Upon review of the applicant's petition, available

military records and the Office of the Deputy Chief of Staff G1 advisory opinion, the Board concurred with the advising official recommended approval of his request for the amount of \$6,497.40. The applicant received an advance for his PPM on 19 March 2020 which was completed 27 January 2021. Evidence shows the applicant arranged for the transportation of his HHG to his home of record through the local transportation office. He requested and received an advance on 9 April 2020 for the transportation of his HHG which he was authorized. Based on the advising official opine, the Board granted relief for remission or cancellation of indebtedness for Personally Procured Move (PPM) advance in the amount of \$6,497.40.

2. The applicant's request for a personal appearance hearing was carefully considered. In this case, the evidence of record was sufficient to render a fair and equitable decision. As a result, a personal appearance hearing is not necessary to serve the interest of equity and justice in this case.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
XXX	XXX	XXX	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 relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by notifying DFAS that the applicant's debt in the amount of \$6,497.40 for Personally Procured Move (PPM) advance has been remitted or cancelled.

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. Title 10, USC, 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. Joint Travel Regulations (JTR) implements policy and law to establish travel and transportation allowances for Uniformed Service members, Department of Defense (DoD) civilian employees, and others traveling at the DoD's expense. Paragraph 052012 (HHG Transportation Due to Separation from the Service or Relief from Active Duty), a Service member on active duty who is separated from the Service or relieved from active duty is authorized HHG transportation, limited to the authorized PCS weight allowance, to the HOR or PLEAD, whichever the Service member selects. HHG transportation is authorized from the last or any previous PDS, a designated place, or an authorized storage location. The Service member may transport the HHG between any locations other than those authorized. Any excess costs are the Service member's financial responsibility. If the Service member transports his or her HHG between locations other than those authorized, the Transportation Officer or Finance Office computes the excess costs based on either the cost that the Government would have incurred for transporting the Service member's maximum PCS HHG weight allowance in one lot from the last PDS or the cost of transporting the HHG from its actual location,

whichever would result in a lower cost to the Government. A Service member who is authorized HHG transportation is authorized NTS. The authority begins on the date the order is issued and terminates on the end of the 180th day from the active-duty termination date. SIT of the HHG transported from NTS is authorized only when necessary due to conditions beyond the Service member's control that arise after HHG transportation from NTS and the SIT is authorized or approved according to Service regulations. Authority for HHG transportation is limited to 180-days. Such authority ends on the 181st day following separation from the Service or relief from active duty, unless a written request for HHG transportation is submitted to a Transportation Officer or designated representative before the end of the 180th day.

3. Army Regulation (AR) 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.

4. AR 15-185 (ABCMR) prescribes the policies and procedures for correction of military records by the Secretary of the Army, acting through the ABCMR. The ABCMR may, in its discretion, hold a hearing or request additional evidence or opinions. Additionally, it states in paragraph 2-11 that applicants do not have a right to a hearing before the ABCMR. The Director or the ABCMR may grant a formal hearing whenever justice requires.

//NOTHING FOLLOWS//