

When it is known or suspected that a Service member will exceed the maximum weight allowance before transportation, the Transportation Officer should notify the Service member and the office paying for the transportation. The Service member is financially responsible for the excess weight charges even if the Transportation Officer did not notify the Service member or the Approving Official (AO) providing transportation funds of the known or suspected excess weight status before transportation (CBCA 2076-RELO, October 5, 2010).

On 1 March 2021, you were issued official retirement orders (BUPERS order: 0601) while stationed in █ with an effective date of departure of June 2021 from Duty in a flying status involving flying with an effective date of retirement 1 July 2021.

On 4 May 2024, Personal Property Transportation Audit System (PPTAS) listed the following audit results: Calculate Government Obligation GBL-dHHG-1 Invoice \$30,706.82, Government Obligation \$30,706.82.; Calculate Entitlement Result GBL-dHHG-1 Excess Weight -\$4,082.83, Entitlement Result -\$4,082.83.; Calculate Amount Due Entitlement Result -\$4,082.83, Amount Due -\$4,082.83.; Calculate Taxable Income Entitlement Result -\$4,082.83, Taxable Income \$0.00, Federal Tax Rate X 25%, Federal Tax Amount \$0.00.; Calculate Member Payment Amount Due -\$4,082.83, Federal Tax Withheld -\$0.00, No State Tax was withheld, Member Payment -\$4,082.83.

On 4 May 2024, Personal Property Transportation Audit System (PPTAS) listed the following audit results: Calculate Government Obligation GBL-dHHG-1 Invoice \$30,706.82, Government Obligation \$30,706.82.; Calculate Entitlement Result GBL-dHHG-1 Excess Weight -\$1,389.05, Entitlement Result -\$1,389.05.; Calculate Amount Due Entitlement Result -\$1,389.05, Previous Collections +\$4,082.83, Amount Due \$2,693.78.; Calculate Taxable Income Entitlement Result -\$1,389.05, Taxable Income \$0.00, Federal Tax Rate X 25%, Federal Tax Amount \$0.00.; Calculate Member Payment Amount Due \$2,693.78, Federal Tax Withheld -\$0.00, No State Tax was withheld, Member Payment \$2,693.78.

You requested a review of your excess weight for your 2021 government arranged HHG move, the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You assert that, "I completely refute the overweight ticket submitted by a moving company on my final Permanent Change of Station in the Navy. It is impossible that our HHG was overweight, and I am convinced that the moving company exaggerated the weight of the shipment to make more money". However, the Board concluded that although you submitted no documentation to support your claim, an advisory opinion was requested from Commander, Naval Supply Systems Command to help determine if your request has merit. As a result, it was discovered that the Transportation Service Provided (TSP) did not conduct a reweigh of your HHG. The TSP provided a constructed weight ticket, and your constructed weight was lighter than the weight tickets. Your claim was re-adjudicated using the lower weight and the excess cost debt was lowered from \$4,082.83 to \$1,389.05. You are responsible for the remaining excess cost in accordance with the Joint Travel Regulations. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

5/20/2024

