



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

██████████
Docket No. 1708-24
Ref: Signature Date

████████████████████
████████████████
████████████████

Dear ██████████,

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

A three-member panel of the Board, sitting in executive session, considered your application on 20 August 2024. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion contained in Commander, Naval Supply Systems Command letter 5420 Ser SUP 04/035 of 20 March 2024, of which was previously provided to you for comment.

On 3 May 2021, you were issued official change duty orders (BUPERS Order: ██████████) with required obligated service to July 2024, while stationed in ██████████ with an effective date of departure of June 2021. Your ultimate activity was ██████████ ██████████ for duty with an effective date of arrival of 9 July 2021 with a projected rotation date of July 2024.

On 10 June 2021, ██████████ issued you a Statement of Accessorial Services Performed. Block 14 (Remarks) states, Pro Gear: None.

On 7 June 2021, ██████████ issued a Bill of Lading with the following: Packing date: 10 June 2021. Pickup date: 11 June 2021. Delivery date: 24 June 2021. Point of pickup: ██████████.

On 26 March 2024, Personal Property Transportation Audit System listed the following audit results: Calculate Government Obligation GBL-dHHG-1 Invoice \$ 29,969.87. Calculate

Entitlement Result GBL-dHHG-1 Excess Weight -\$ 544.73. Calculate Amount Due Entitlement Result -\$ 544.73. Calculate Taxable Income Entitlement Result -\$ 544.73. Calculate Member Payment Amount Due \$ 1,020.63.

You were Transferred to the Fleet Reserve with an honorable character of service and was issued a DD Form 214, Certificate of Release or Discharge from Active Duty for the period of 10 April 2002 to 30 June 2024 upon having sufficient service for retirement.

You requested to review of your 2021 Household Goods (HHG) move due to indebtedness for excess weight, the Board in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You assert that your HHG were weighed with someone else's shipment because those and yours were delivered to your house. However, the Board concluded that your application for correction was submitted to Naval Systems Command, and it was determined that the Transportation Service Provider submitted proper weight tickets, conducted a reweigh and billed at the lower weight. The inventory sheets substantiate the weight billed. Additionally, Naval Systems Command worked with you to identify Professional Books, Papers and Equipment (PBP&E) then requested that the Audit Office credit you with the PBP&E. This credit lowered your debt from \$1,565.36 to \$544.73. In accordance with Joint Travel Regulations (JTR), PBP&E must be declared at the origin of the shipment and must be documented, however your documentation stated that you had no Pro Gear. The Board determined that although you did not follow the proper procedure for declaring PBP&E, you were granted a credit for it after the fact. In accordance with JTR, you are responsible for the excess cost for your overweight shipment and that no further relief is warranted. 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,

8/24/2024

