



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

[REDACTED]  
Docket No. 2545-24  
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records  
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,  
XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552  
(b) The Joint Travel Regulations (JTR)

Encl: (1) DD Form 149 w/attachments  
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to show he was reimbursed for PODS moving container expenses in the amount of \$2,728.30.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 26 March 2024 and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies.

3. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. On 21 June 2022, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 24 June 2022 for duty under instruction.

b. On 13 July 2023, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 20 July 2023 duty under instruction.

c. On 16 November 2023 (06:56), Certified Automated Truck Scale receipt was issued at [REDACTED] with gross weight of 20,380 lbs.

d. On 29 November 2023 (13:07), Certified Automated Truck Scale receipt was issued at [REDACTED] with gross weight of 21,900 lbs.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,  
XXX-XX-[REDACTED]

e. On 6 December 2023, Petitioner was issued official change duty orders (BUPERS order: 3403) while stationed in [REDACTED] with an effective date of departure of December 2023. Petitioner's ultimate activity was [REDACTED] for duty under instruction in a flying status with an effective date of arrival of January 2024 with a projected rotation date of January 2025.

f. On 6 December 2023, Petitioner transferred from [REDACTED], and arrived to [REDACTED] on 9 December 2023 for duty under instruction.

g. On 9 December 2023 (06:28), Certified Automated Truck Scale receipt was issued at [REDACTED] with gross weight of 4,300 lbs.

h. On 12 December 2023 (21:14), Certified Automated Truck Scale receipt was issued at [REDACTED] with gross weight of 3,520 lbs.

i. On 14 December 2023, PODS issued a Change Order Confirmation with an original order date of 14 November 2023 for the period of 16 November 2023 (Empty Weight Ticket) to 14 December 2023 (Final Pick-Up).

j. On 15 December 2023, Petitioner signed an Application for Personally Procured Move and Counseling Checklist (DD Form 2278) listing a move from [REDACTED] to [REDACTED] with a maximum authorized weight of 10,000 lbs. and Estimated Government Constructive Cost of \$3,934.97. It was not certified by a counselor.

k. On 18 January 2024, NAVSUP Fleet Logistics Center Norfolk notified Petitioner that, "Paragraph 051302 A of the Joint Travel Regulation states that transportation of [Household Goods] at government expenses prior to the issuance of permanent change of station orders is not authorized. Exception is made when the order issuing authority (Navy Military Personnel Command) or member designated representative provides a written statement that orders are forthcoming, and shipment may be prior to the official issuance of orders.

A review of the documentation supporting the claim shows that you initiated shipment of your POD's Household Goods (HHG) on 16 November 2023 prior to the 6 December 2023 issue date of your orders. Since shipment was made prior to the issuance of orders, this office has no legal basis to permit payment of your claim."

## CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b) and enclosure (2), the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded per reference (b) HHG allowances are based on the when orders are effective and certain criteria must be met in order to execute HHG transportation before an order is issued. Petitioner was preparing to change duty stations upon completion of his Duty Under Instruction (DUINS), therefore Petitioner had reason

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,  
XXX-XX-[REDACTED]

to believe that official change duty orders would be forthcoming. Petitioner was issued official change duty orders and detached the same day as orders issued for further DUINS. The Board denied reimbursement of a specific amount, however a change in orders issuance date will allow Petitioner to resubmit his personally procured move claim for re-adjudication.

#### RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner's official change duty orders (BUPERS order: 3403) were issued on "14 November 2023" vice "6 December 2023."

That no further changes be made to Petitioner's naval record.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above-entitled matter.
5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of the reference, has been approved by the Board on behalf of the Secretary of the Navy.

4/2/2024

[REDACTED]

Deputy Director

Signed by: [REDACTED]