

DEPARTMENT OF THE NAVY

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

> Docket No. 2872-24 Ref: Signature Date

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO

XXX XX USMCR

Ref: (a) Title 10 U.S.C. § 1552

(b) MCO 7220.56A, 31 Aug 15

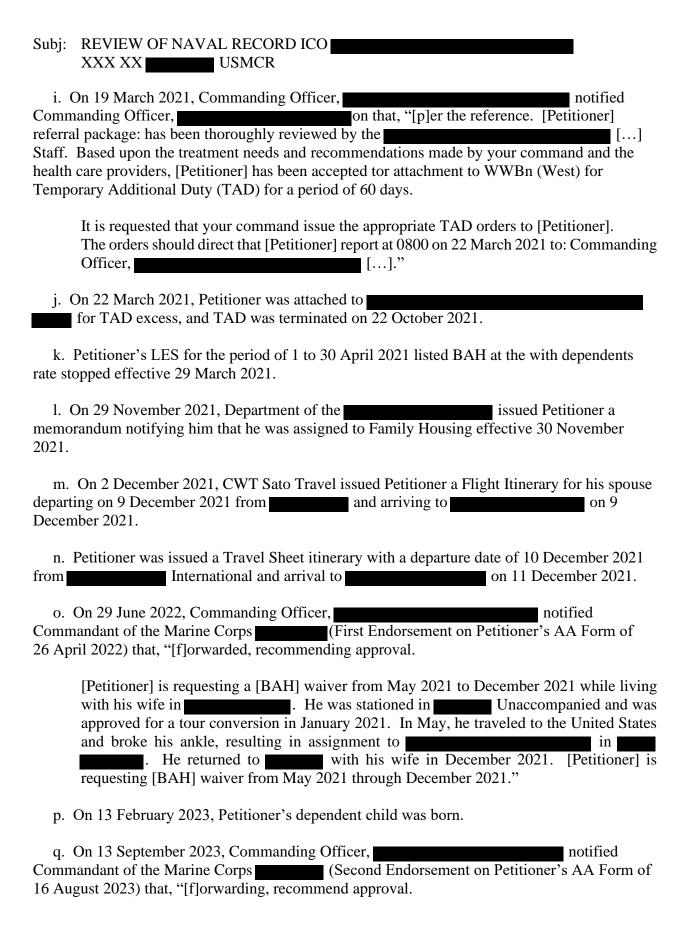
Encl: (1) DD Form 149 w/attachments

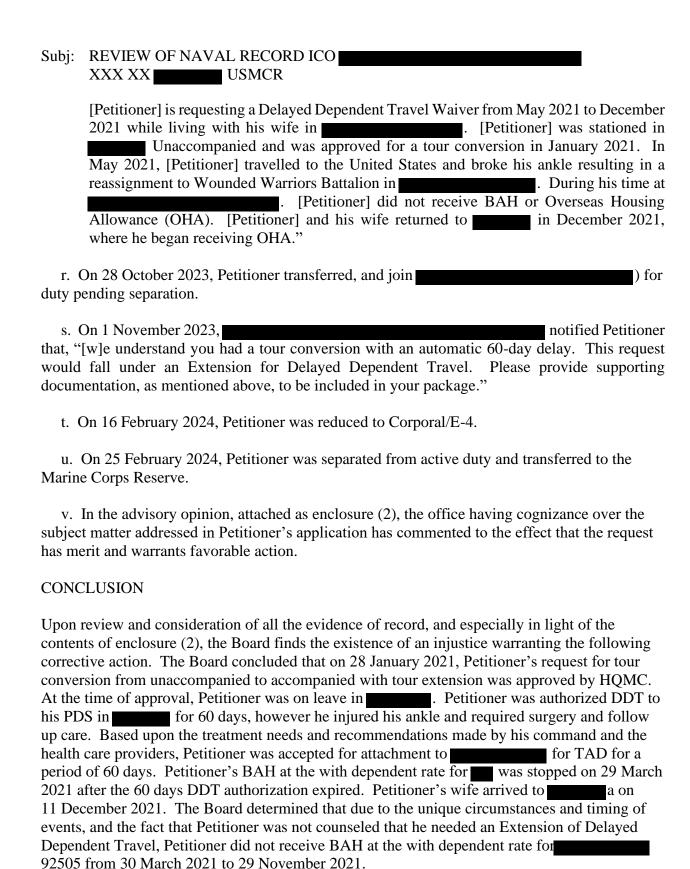
(2) Advisory Opinion by HQMC memo 1330 MMIB-3, 22 May 24

(3) 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 that Petitioner received Basic Allowance for Housing (BAH) at with dependent rate for dependent location zip code 92505 from 29 March 2021 to 29 November 2021.
- 2. The Board, consisting of ______, and _____ reviewed Petitioner's allegations of error and injustice on 1 August 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. In accordance with reference (b), Accompanied Orders Delay of Family Member Travel, General Considerations. Marines should submit requests via his/her chain of command as soon as permanent change of station orders (PCSO) are received but prior to execution of those orders. Requests from Marines who have already executed PCSO will not normally be considered eligible for approval. When a delay of dependent travel is approved, the BAH rate is continued for the current authorized BAH location rate. Delay of Dependent Travel Outside the Continental U.S. (OCONUS)/Remote Continental U.S. (CONUS). A Marine may elect to delay dependent travel following his/her execution of PCSO to a new permanent duty station (PDS) located OCONUS or to a remote CONUS location (to include Alaska and Hawaii). The Marine must specifically request deferred or delayed travel of his/her dependents via his/her chain of

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consid	and to Commandant of the Marine Corps (CMC) . In order to qualify for the learning the Marine shall initiate his/her request within 20 days of receipt of PCSO. Sts submitted beyond this time frame will not normally receive a favorable endorsement CMC
	On 26 February 2018, Petitioner entered active duty for 4 years with an End of Current act of 25 February 2022.
c.	On 21 November 2018, Petitioner got married.
d.	On 29 December 2018, Petitioner joined for duty.
(Tour on 28 Adjust author effecti SNM	On 12 January 2021, Petitioner's First Term Active-Duty Extension w/Overseas Extension Conversion) was submitted and approved by Headquarters, U.S. Marine Corps (HQMC) January 2021. "Tour conversion approved Unaccompanied to accompanied approved RTD to 01/28/2024 RTD will be adjusted by local IPAC after SNM accepts RELM ity. SNM is approved for a 60-day delay of dependent travel in conjunction with BAH ve on the approval date of this request. Travel claim must be submitted 10 days after returns from leave status. You are authorized to use your original orders to fund your 's travel."
Comm evalua surger	On 11 February 2021, Medical Officer, that, "[Petitioner], is a patient that has been ted and due to medical concerns Marine had surgery on 09 FEB 2021. Following the y Marine is recommended to execute 30 days convalescent leave and return to the oriate medical treatment facility before the conclusion of his convalescent leave for further tion."
	Petitioner's LES for the period of 1 to 28 February 2021 listed a period of annual leave from 18 January 2021 to 8 February 2021.
Comn submi	On 4 March 2021, Commanding Officer, that, "[t]he following assessment is sted to assist the Commanding Officer of in the nination of transferring subject named service member to
	"[Petitioner] went to on annual leave on the basis of humanitarian reasons During his leave he fractured his ankle severely and required critical care. Post surgery we were able to have SNM seen by Orthopedic clinic in and in their evaluation they recommended a period of recovery time longer than 30 days prior to flying back to is the best place for [Petitioner] because he will have appropriate military leadership and easy access to required medical care in order to best prepare him for travel and return to a full duty status."





RECOMMENDATION

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

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Petitioner submitted a request for Extension of Delayed Dependent Travel in a timely manner and it was approved by cognizant authority.

Petitioner was authorized BAH at the with-dependent rate for 30 March 2021 to 29 November 2021.

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 titled 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.

