



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

[REDACTED]
Docket No. 5972-24
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) 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 naval record be corrected to show that Petitioner was reimbursed for his Personally Procured Move (PPM) of Household Goods (HHG) shipment.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 5 December 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 10 July 2022 (10:30), Certified Automated Truck Scale receipt was issued at [REDACTED] with gross weight of 16,320 lbs.

b. On 21 October 2022, Petitioner was issued official retirement orders (BUPERS order: 2942) while stationed in [REDACTED] with an effective date of departure of October 2022 from temporary duty awaiting medical board review. Your home of selection: HOS: deferred with an effective date of retirement of 28 October 2022.

c. Petitioner transferred to the Temporary Disability Retired List with an Honorable character of service and was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 6 September 2005 to 27 October 2022 due to Disability, Temporary.

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d. On 21 May 2024, Commander, Navy Personnel Command (PERS-954) notified Petitioner that “[i]n accordance with the provisions of Title 10, U. S. Code, Section 1210, the Secretary of the Navy has determined that your disability for which you were placed on the Temporary Disability Retired List has stabilized and that your disability is now PERMANENT and rated at Ninety (90) percent disabling. Accordingly, you will be placed on the PDRL by reason of a permanent physical disability effective 16 May 2024 in the grade of E-6. Disability has been determined to have been incurred due to armed conflict.”

e. On 3 December 2024, [REDACTED], notified this Board of the following information: “Move Date: 07/10/22, Claim Date: Docs received by audit: 8/15/22, and Denial Notification Date: 2/22/24.”

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an error warranting the following 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 failed to meet the requirements of reference (b) by execution of HHG shipment prior to issuance of those orders. However, the Board determined that Petitioner was preparing to be transferred to the TDRL, therefore he had reason to believe that official retirement orders would be forthcoming.

RECOMMENDATION

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

Petitioner’s official retirement orders (BUPERS order: 2942) were issued on “9 July 2022” vice “21 October 2022.”

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.

12/8/2024

[REDACTED]