



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

[REDACTED]
Docket No. 6026-24
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) The Joint Travel Regulations (JTR)

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by NPPSC 7220 N1, 25 Jun 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 Petitioner was reimbursed \$476.60 for rental car and fuel during temporary duty at the Transient Personnel Unit (TPU) [REDACTED], [REDACTED] for the period of 22 February 2024 to 27 February 2024.

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. In accordance with reference (b) to be reimbursed, an Authorizing Official (AO) must authorize or approve use of a rental vehicle. A traveler must obtain a rental vehicle through an electronic system when it is available or through the Travel Management Companies (TMC) if it is not available. TMC use is not mandatory when renting an airplane or bus. A compact vehicle is the standard size for official travel, but the AO may authorize or approve a larger vehicle for the following reasons: 1. Medical disability or other special need. 2. Mission requirements. 3. Cost is the same or less for a non-compact vehicle. 4. Multiple travelers are authorized to travel in the same rental vehicle. 5. Government material for official business requires more space. 6. Safety, such as driving during severe weather or on rough or difficult terrain. Table 2.8 Rental Vehicle Expenses. Rule 1. If a traveler does not obtain the rental vehicle through a TMC, then reimbursement is limited to what the rental vehicle would have cost if it had been obtained through a TMC. Rule 14. If a traveler incurs fuel or oil expenses, then the traveler may receive reimbursement. Note: Prepaid fueling option at a rental car company is not authorized.

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b. On 18 December 2023, Petitioner was issued official modification to Fleet Reserve orders (BUPERS order: 2893) while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of February 2024. Petitioner's intermediate (01) activity was TPU [REDACTED], [REDACTED], [REDACTED] for temporary duty pending separation with an effective date of arrival of 1 February 2024. "Member directed: For each intermediate stop, if government quarters are available (BQ/Shipboard Berthing) and the base has a government mess appropriated fund food service activity/galley available to the Traveler. Use of the government meal per diem rate is directed. If government messing is not available or is partially available, obtain an endorsement to that effect from the host command. JTR CH 2 CH 5 051203 applies." Petitioner's home of election was [REDACTED], [REDACTED] with an effective date of retirement 29 February 2024.

c. On 13 February 2024, CWT Sato Travel issued Petitioner a Flight Itinerary departing on 22 February 2024 from [REDACTED], [REDACTED] and arriving to [REDACTED], [REDACTED], on 22 February 2024.

d. On 22 February 2024, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 22 February 2024 for duty.

e. Petitioner 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 6 February 2002 to 29 February 2024 upon having sufficient service for retirement. Official authorized signed on 13 February 2024.

f. On 26 February 2024, [REDACTED], [REDACTED], [REDACTED] issued Petitioner a receipt. Petitioner was charged \$42.30.

g. On 27 February 2024, DoubleTree by [REDACTED] Airport, [REDACTED], [REDACTED] issued Petitioner a receipt for the period of 22 February 2024 to 27 February 2024. Vehicle Class Charged: Standard SUV 5 Door/Automatic/Air. Petitioner was charged \$630.25.

h. On 27 February 2024, [REDACTED], [REDACTED] ([REDACTED]), [REDACTED], [REDACTED] issued Petitioner a car rental agreement for the period of 22 February 2024 (Pickup) to 27 February 2024 (Return). Petitioner was charged \$434.30.

i. On 12 March 2024, DoD Reservation Center, [REDACTED] notified To Whom It May Concern that "[t]his is a Certificate of Non-Availability (CNA) for [Petitioner]. This is the CNA for February 22 - February 27, 2024 confirming there was no applicable availability in Navy Lodging in the [REDACTED], [REDACTED] area during this time. CNA# [REDACTED]."

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 injustice warranting the following partial corrective action. The Board concluded that orders [REDACTED] directed government lodging and messing if available. Additionally, orders [REDACTED] contained no authorization for a rental car. Petitioner provided a CNA showing that no applicable availability in Navy Lodging in the [REDACTED], [REDACTED] area during the time Petitioner conducted his intermediate stop, however this document was issued after Petitioner completed his travel to his home of selection. The Board determined that Petitioner had ample time

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before he executed his orders to confirm lodging availability and request rental car authorization from the appropriate AO. However, because a CNA was provided confirming that Petitioner was required to reside in a hotel, the Board determined that partial relief is warranted. Petitioner is entitled to payment for rental car and fuel cost associated due to a daily commute to [REDACTED] for the period of 22 -27 February 2024. Reimbursement is limited to government rate the rental vehicle would have cost if it had been obtained through a TMC and the fuel charge for fuel purchased on 26 February 2024 for refueling the rental vehicle upon return.

RECOMMENDATION

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

Petitioner's official modification to Fleet Reserve orders (BUPERS order: [REDACTED]) were issued on 18 December 2023 authorizing the use of rental car while on temporary duty pending separation at [REDACTED], [REDACTED] for the period of 22 February 2024 to 27 February 2024.

Petitioner authorized rental vehicle during authorized travel and temporary duty period as stated on the orders with appropriate endorsements, limited to the government rate the rental vehicle would have cost if it had been obtained through a TMC. This includes the related taxes and local assessments added in the rental agreement. Fees associated with rental car loyalty points and transfer of points are not reimbursed.

Note: Petitioner will submit a supplemental travel claim with all required documents to include a copy of this letter through appropriate administrative channels for reimbursement. Settlement of claim is chargeable to the line of accounting on the Petitioner's BUPERS order: [REDACTED].

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 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]