



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

██████████  
Docket No. 7116-24  
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 3 September 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.

On 18 December 2023, you were issued official retirement orders (BUPERS order: ██████████) while stationed in ██████████ with an effective date of departure of September 2024. Your request to be transferred to the Retired List was approved by the Secretary of the Navy effective 1 October 2024. On 1 October 2024 you will be transferred to the retired list with grade of LT and with retired pay of 03 (pay grade 0-3 E), pursuant to provisions of 10 U.S.C. SEC. 8323.

On 26 December 2023, you signed an Application for Personally Procured Move and Counseling Checklist (DD Form 2278) listing a move from ██████████, ██████████ to ██████████, ██████████ with a maximum authorized weight of 14,500 lbs. and Estimated Government Constructive Cost of \$11,823.73. It was certified by a counselor on 26 December 2023.

Budget issued you rental agreements for the following periods: 8 April 2024 to 10 April 2024 with a total charge of \$407.57; 3 May 2024 to 5 May 2024 with a total charge of \$362.54; and 31 May 2024 to 2 June 2024 with a total charge of \$298.04.

Personal Property Transportation Audit System listed the following information: Max Authorized Wt.: 14,500 lbs., Government Obligation \$15,177.87, Entitlement Result \$15,177.87, Amount Due \$8,083.63, Federal Tax Amount \$3,481.44, Member Payment \$4,602.19. Result of Current Audit: Payment \$4,602.19, Federal Tax Withheld \$3,481.44.

On 10 July 2024, Naval Supply Systems Command (NAVSUP) notified you that for you to be paid for your Pro Gear, it has to be weighed separately from the household goods. The Spousal pro gear must be authorized by the personal property office to be included. You were also informed that you should contact this Board for appeal.

On 15 July, NAVSUP notified this Board that they worked with the audit team to give you 500 pounds of spousal Pro Gear. The Pro Gear that you reported was for your side job and none of it was related to your Navy job.

You requested to account for 2500 pounds of Pro Gear so you can be reimbursed for this expense, the Board in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. However, the Board concluded that in accordance with Joint Travel Regulations,<sup>1</sup> you are authorized Professional Books, Papers, and equipment (PBP&E) when you certify that the PBP&E are necessary for official duty. PBP&E must be declared at the origin of the shipment, and must be documented, to include certification or approval, according to Agency or Service transportation procedures. There is no documentation showing your PBP&E was documented prior to the move. Furthermore, spousal PBP&E must be approved by the Secretarial process prior to shipment. Nevertheless, NAVSUP re-audited your claim and credited you with 500 pounds for your spouse's PBP&E. You received no credit because the household goods (HHG) you identified as PBP&E relates to your side job and not for official duty. Therefore, the Board determined that a correction to your record is not warranted.

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,

9/9/2024

█

---

<sup>1</sup> Paragraph 051304 PBP&E required Medical Equipment, and Gun Safes a Service member is authorized PBP&E when he/she certifies that the PBP&E are necessary for official duty at the next permanent duty station (PDS). The next PDS includes the home of record or home of selection upon leaving the Service. PBP&E must be declared at the origin of the shipment, and must be documented, to include certification or approval, according to Agency or Service transportation procedures. The weight of PBP&E is not included in the maximum authorized HHG weight allowance. The PBP&E maximum weight allowed is limited to 2,000 pounds net weight. This limit was effective May 2014, and cannot be waived or increased [...].

The Service member may request through the Secretarial Process that PBP&E belonging to his/her spouse be shipped at Government expense on a permanent change of station move. If approved, the spouse's PBP&E authorized maximum weight is limited to 500 pounds.