

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

> Docket No. 8576-24 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 December 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. In addition, the Board considered the advisory opinion contained in Chief of Naval Personnel memorandum of and your response to the advisory opinion.

You requested to be paid \$3,444.40 for dependent airfare, 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 BUPERS order: contained very specific instructions regarding passports, specifically, "[a]ll passport requirements: comply with the provisions of the Foreign Clearance Guide, https://www.fcg.pentagon.mil/, with special attention to the service member and eligible family member passport and visa requirements. Service member must ensure passport and visa requirements have been completed prior to detaching current duty station." Additionally, transportation must be arranged with the Navy Passenger Transportation Office. You assert that, "[w]hen HR tried to arrange travel, informed them the dependents would need new no fee passports with 3 years before expiration. We could not delay going to as my husband was starting a new job. To get new no fees would have added several months of separation between me and my family-waiting to get no fee passports can take several months. **I** told me that this was not a problem and to purchase commercial tickets. I purchased the cheapest tickets I could and submitted travel claim." However, the Board was not persuaded by your explanation. Your orders were issued on 9

January 2024, and if you had followed the instructions within the orders, you would have been aware immediately that your dependents no fee passports would not meet the requirements listed in the Foreign Clearance Guide. The earliest evidence that passports were an issue was on 10 April 2024, three months after orders issuance and your decision to fly separately from your dependents appears to have been made two days later. You then waited until your detachment month, almost two months later, to arrange transportation for your dependents. The Board determined that in accordance with the Joint Travel Regulations, a Service member or dependent(s) who for personal reasons, uses a transportation mode other than the mode directed is not reimbursed for transportation costs, therefore you are not entitled to reimbursement for your self-procured commercial airfare for your dependents. In this connection, the Board substantially concurred with the comments contained in the aforementioned advisory opinion.

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,