



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

██████████  
Docket No. 9854-24  
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 15 April 2025. 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 Commanding Officer, Navy Pay and Personnel Support Center memorandum 7220 N1 of 29 October 2024, which was previously provided to you for comment.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

In accordance with DoD 7000.14-R Financial Management Regulation Volume 7A, Chapter 35, "Leave Payments and Debts. Payments for accrued leave may be used to satisfy debts to the U.S. Government without restriction."

On 9 December 2021, you were issued official retirement orders (BUPERS order: 3431) while stationed in ██████████ with an effective date of departure of June 2022.

On 4 April 2022, ██████████ issued you a Certificate of Non-Availability. Furthermore, you reserved lodging at the ██████████ on 23 May 2022 for 10 nights.

On 2 June 2022, ██████████ issued a receipt statement for the period of 23 May 2022 to 6 February 2022.

On 2 June 2022, Petitioner transferred from [REDACTED] and arrived at [REDACTED] on 3 June 2022 for temporary duty.

On 30 June 2022, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 1 July 2022 for IDT.

You were transferred to the Fleet Reserve with an Honorable character of service and were issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 7 January 2011 to 30 June 2022 due to having sufficient service for retirement. Furthermore, block 16 (Days accrued leave paid) listed 41.0.

On 24 August 2022, your Master Military Pay Account (MMPA) shows the following (Base pay):  
ENTRY-OPEN-DT 220607 08 06 1 ENTRY-CLSD-DT 220824 23 08 2 CNTRL-CODE 2 ACTN  
V2 START 220612 STOP 220630 ENTLMT-MM 4,025.40 ENTLMT -8,050.80 ENTLMT-NM 0.00  
MNTLY-RATE 8.050.80.

On 24 August 2022, your MMPA shows the following (Lump Sum Leave): "CNTRL-CODE 2  
ACTN 03 START 220630 ENTLMT 11,002.76 LUMP-SUM 41.0 ENTLMT 11,002.76 ENTLMT  
0.00 NR-DEPN-ACRD-LV-BAQ 0 ENTLMT 0.00."

On 25 January 2023, Travel Voucher Summary (DO Voucher No. B09467) was prepared and paid on 3 February 2023 with a Start Date of 2 June 2022, End Date of 17 June 2022, Detach Date of 2 June 2022, and Report date 30 June 2022. Advances/Prior Payments: \$0.0, Total Entitlement \$713.67, Total Charged to Acct. Class \$713.67, Total Amount Payable \$713.67, and Due to Employee \$713.67.

On 17 March 2023, DFAS notified you that "[t]his is in reference to your waiver request on file number [REDACTED]. The application does not contain the necessary information to process the waiver on the debt of \$5,873.09 and after further review the original debt amount is \$5,868.18. We are temporarily closing our case file until such time we receive the additional information listed below. Please provide the information necessary to adjudicate the waiver, including but not limited to: Please provide a copy of your DD214. Separation orders, and any other documentation that will assist in the adjudication of your waiver request."

On 20 March 2023, Defense Finance and Accounting Service (DFAS) notified you that "[t]his correspondence is regarding account number [REDACTED]. Your financial hardship has been approved on your debt, in the principal amount of \$5,868.18. A scheduled monthly payment of \$150.00 has been approved for the temporary financial hardship period. A temporary financial hardship is approved until: 01/11/2024."

On 26 May 2023, DFAS notified you that "[t]his is in reference to your waiver request, file number [REDACTED]. You applied for waiver consideration of a \$5,873.09 indebtedness. After further review and calculations, the actual debt amount is \$5,868.18, and this is the amount that will be considered for waiver. Your indebtedness is due to erroneous payments of Basic Pay (BP), and Overseas Housing Allowance (OHA), and Fly Pay made to you during the period of July 15, 2022 through August 15, 2022. We have verified the amount on the debt computation equals the amount being considered for waiver. For the reason stated below, your waiver is denied."

On 17 May 2024, DFAS-IN/Debt and Claims notified you with a billing date of 17 May 2024 that Previous balance was \$3,994.43, Payments Received \$3,994.43, Adjust \$0.0, and Total Balance Due \$0.0. Remark(s) "[y]our account is now paid in full."

On 10 October 2024, Travel Voucher Summary (DO Voucher No. B40241) was prepared and paid on 11 October 2024 with a Start Date of 2 June 2022, End Date of 30 June 2022, Detach Date of 2 June 2022, and Report date 30 June 2022. Advances/Prior Payments: \$713.67, Total Entitlement \$1121.15, Total Charged to Acct. Class \$407.48, Total Amount Payable \$407.48, and Due Employee \$407.48. Remarks: "NPC Request for BCNR Advisory Opinion. Process supplemental travel settlement. Paid member remainder of per diem entitlement at [REDACTED] over period 6/18/22-6/29/22 and travel to Home of Selection [REDACTED] on 6/30/22. Paid dependent per diem entitlement for travel from last PDS [REDACTED] to Home of Selection [REDACTED] on dates 6/2/22-6/3/22 and on 6/22/22. Corrected member Reimbursable Expense to pay \$65.88 for Covid test on 6/1/22 per OANDA Currency Converter and to pay \$191.10 vice \$169.00 for commercial airfare reimbursement from [REDACTED] to [REDACTED]. Paid dependent Reimbursable Expense to pay \$65.88 for Covid test on 6/1/22. Making payment to USAA checking account retirement pay deposited into."

You requested payment for 10 days for Temporary Lodging Expense (TLE) while conducting a permanent change of station and payment of 41 days of leave totaling \$14,871.22, the Board in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. The Board noted that Navy Pay and Personnel Support Center has submitted DWOWS ticket 4137097 to credit you with the missing entitlement of TLA in the amount of \$3,251.90. However, the payment of 41 days of leave was applied to the debt that you incurred due to receiving three active duty paychecks beyond your retirement date of 30 June 2022. In accordance with DoD 7000.14-R Financial Management Regulation, "[p]ayments for accrued leave may be used to satisfy debts to the U.S. Government without restriction." The Board found no error or injustice to warrant a change to your record. In this connection, the Board substantially concurred with the comments contained in the 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,

4/23/2025

[REDACTED]

Deputy Director

Signed by: [REDACTED]