



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

[REDACTED]
Docket No. 10336-24
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD [REDACTED], USNR,
XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) Title 37 U.S.C. § 403
(c) DoD 7000.14-R FMR, Volume 7A, Chapter 26

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by OCNO memo 7431 Ser N130C2/25U0051, 7 Feb 25¹
(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 that Petitioner received basic allowance for housing (BAH) during accession training.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 18 February 2025 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), "Reserve Members. (1) A member of a reserve component without dependents who is called or ordered to active duty to attend accession training, in support of a contingency operation, or for a period of more than 30 days, or a retired member without dependents who is ordered to active duty under section 688(a) of title 10 in support of a contingency operation or for a period of more than 30 days, may not be denied a basic allowance for housing if, because of that call or order, the member is unable to continue to occupy a residence— (A) which is maintained as the primary residence of the member at the

¹ During post Board review the Board received further information by OCNO memo Ser N130C2/25U0139, 14 March 2025 clarifying enclosure (2) for BAH location.

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time of the call or order; and (B) which is owned by the member or for which the member is responsible for rental payments.”

b. In accordance with reference (c), “[a] Service member without a dependent is not authorized BAH (except BAH-Partial) while at a training location since Government quarters are assigned at that PDS. An RC member without a dependent attending accession training is authorized BAH or OHA based on the primary residence location at the time called or ordered to AD if the Service member maintains a residence and continues to be responsible for rent or owns the residence.”

c. Property Deed History for a property in [REDACTED] shows: Deed Date of 7 July 2008, Grantor is [REDACTED], Grantee is [Petitioner].

d. On 20 March 2013, Petitioner signed a Record of Military Processing- Armed Forces of the United States (DD Form 1966) listing block 3 (Current address) [REDACTED]

e. On 13 August 2013, Residential Lease Agreement between Mr. [REDACTED] and [Petitioner]. Rental property was located at [REDACTED] Term of Lease Agreement: “The Lease Agreement will begin on 1 September 2013 and will end on 31 August 2014.”

f. On 17 October 2013, Petitioner entered active duty.

g. The Defense Finance & Accounting Service (DFAS) issued Petitioner a JUMPS LES Online Inquiry System for the period of 1 October 2013 to 31 October 2013 listing BAH (Partial) \$3.64.

h. Mortgage Interest Statement (2013) of 7 January 2014, listed Recipients/Lender’s, [REDACTED] and Payer’s/Borrower’s [Petitioner], [REDACTED] [REDACTED] Petitioner’s Address matches the address on DD Form 1966; however, the property address is [REDACTED] and matches the address on the Property Deed History.

i. The DFAS issued Petitioner a JUMPS LES Online Inquiry System for the period of 1 January 2014 to 31 January 2014 listing BAH (Partial) \$7.80.

j. Petitioner was released from active duty and transferred to Naval Reserve 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 17 October 2013 to 28 February 2014 upon completion of required active service. Furthermore, block 19a (Mailing address after separation) is [REDACTED] [REDACTED] and the address matches DD Form 1966 and his address on the Mortgage Interest Statement. Block 19b (Nearest relative) is [REDACTED]

k. The DFAS issued Petitioner a JUMPS LES Online Inquiry System for the period of 1 February 2014 to 28 February 2014 listing BAH (Single) of \$219.36. Furthermore, LES-History remarks listed the following: “Start PCS 19 February 2014.”

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1. Mortgage Interest Statement (2014) of 4 January 2015, listed Recipients/Lender's, [REDACTED]
[REDACTED] and Payer's/Borrower's [Petitioner], [REDACTED]
[REDACTED]. Property address is [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 corrective action. The Board agreed that Petitioner is in the Reserve Component and has provided sufficient justification verifying that he not only owned a home at the time he was called or ordered to Active Duty while attending accession training, he also provided a Lease Agreement showing that he leased a residence in [REDACTED] beginning 1 September 2013 and ending on 31 August 2014. Although Petitioner owned the home in [REDACTED] the supporting documentation shows that Petitioner was residing in [REDACTED] during the period in question, therefore Petitioner should have received BAH based on the [REDACTED] for the period of 17 October 2013 to 28 February 2014.

RECOMMENDATION

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

Petitioner was authorized BAH at the without dependents rate for [REDACTED]
from 17 October 2013 to 28 February 2014.

Note: The DFAS will complete an audit of Petitioner's pay records to determine amounts due, if any.

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.

3/17/2025

