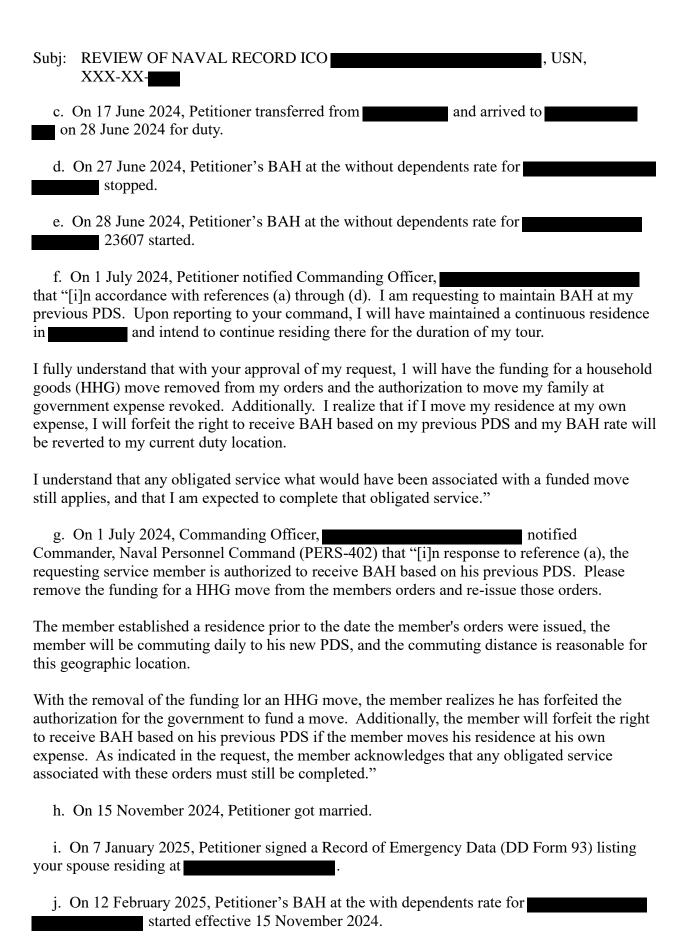


## **DEPARTMENT OF THE NAVY**

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

> Docket No. 10928-24 Ref: Signature Date

From: To:	Chairman, Board for Correction of Naval Records Secretary of the Navy
Subj:	REVIEW OF NAVAL RECORD ICO , USN, XXX-XX-
Ref:	(a) Title 10 U.S.C. § 1552 (b) NAVADMIN 101/10, 19 Mar 10
Encl:	<ul><li>(1) DD Form 149 w/attachments</li><li>(2) Subject's naval record</li></ul>
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/her naval record be corrected to show Petitioner completed all requirements to fall under the provisions of a close proximity move and was eligible for and received basic allowance for housing (BAH) based on the previous permanent duty station (PDS).	
allegat that the Docum	Board, consisting of previewed Petitioner's and pursuant to its regulations, determined be corrective action indicated below should be taken on the available evidence of record. The available evidence of 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:	
	On 30 April 2021, prepared an ALTA Combined Settlement Statement listed Petitioner's property as with a settlement date of 30 April
3523) ultimat	On 18 December 2023, Petitioner was issued official change duty orders (BUPERS order: with required obligated service to June 2028, while stationed in with an effective date of departure of May 2024. Petitioner's te activity was for duty with an effective date of arrival of 30 June 2024 with a projected rotation date of June 2028.



Subj: REVIEW OF NAVAL RECORD ICO XXX-XX-	
CONCLUSION	
Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that Petitioner established his residence in on 30 April 2021. On 18 December 2023, Petitioner was issued orders 3523 to the new PDS at Although Petitioner did not complete the steps required in reference (b) prior to transfer, his gaining commanding officer certified that Petitioner established a residence prior to the date his orders were issued, he will be commuting daily to his new PDS, and the commuting distance is reasonable for that geographic location. Therefore, Petitioner is entitled to receive BAH at the with-dependents rate based on the old PDS.	
RECOMMENDATION	
That Petitioner's naval record be corrected, where appropriate, to show that:	
Petitioner submitted a close proximity move request and it was approved by cognizant authority, prior to the execution of his orders.	
Petitioner was authorized BAH at the without dependents rate for vice from 28 June 2024 to 14 November 2024.  Furthermore, Petitioner was authorized BAH at the with dependents rate for effective 15 November 2024 to present.	
Note: If Petitioner moves from his residence, he will no longer be authorized BAH at the rate.	
A copy of this report of proceedings will be filed in Potitioner's payal record	

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- 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.

