



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

[REDACTED]
Docket No. 11150-24
Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED]
[REDACTED] USMC RET (DECEASED)

Ref: (a) Title 10 U.S.C. § 1552
(b) The Joint Travel Regulation (JTR)

Encl: (1) DD Form 149 w/attachments
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject's spouse, hereinafter referred to as Petitioner, filed enclosure (1) on behalf of her deceased spouse, with the Board for Correction of Naval Records (Board), requesting that Subject's naval record be corrected to show Petitioner was entitled to full household goods (HHG) entitlement for herself and dependents.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 25 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 Subject'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. On 30 September 2002, Subject married Petitioner.

b. On 3 December 2021, Commanding General, [REDACTED] combat Center notified Subject that "[o]n 28 February 2022, you will be placed in the Fleet Marine Corps Reserve (FMCR) per [Title 10, U.S. Code] and [MCO 1900.16]. Accordingly, at 2359, 28 February 2022 you will be detached from your present duty station and released from active duty. You will proceed to your home ([REDACTED]) and complete all travel within the time specified in the reference (c) [Joint Travel Regulations]. Active duty pay and allowances terminate 28 February 2022." "Per reference (d) [MCO 1050.3], effective 0800 on 19 November 2021, you are authorized to proceed on 0 day(s) of PDMRA, 20 day(s) of transition PTAD, and 82 day(s) of annual leave awaiting release from active duty at 2359, 28 February 2022. Your annual leave start date is 9 December 2021. You have elected mileage, via Private Vehicle, to

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[REDACTED], [REDACTED].” “Travel Endorsement. I received these orders at [REDACTED], [REDACTED] at 0800 on 19 November 2021. I certify that I have completed all necessary administrative actions prior to departure. I certify that I have selected [REDACTED], [REDACTED] [REDACTED], as my home of selection (HOS) upon my separation/retirement and arrived there on 19 November 2021. I further certify and understand that this selection, once made and final settlement of travel allowances are received, is irrevocable and no further entitlement to travel allowances shall accrue. The total of my estimated travel entitlements is \$2,598.00 and computed from [REDACTED], [REDACTED] to [REDACTED], [REDACTED], [REDACTED]...” The Endorsement is not signed by Subject.

c. Subject was transferred to the FMCR 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 24 February 2000 to 28 February 2022 due to having sufficient service for retirement.

d. On 9 March 2022, Travel Voucher Summary (Voucher No. 812089) was paid with a Start Date of 19 November 2021, and End Date of 19 November 2021. Advances/Prior Payments: \$0.00, Total Entitlement \$168.92, Total Charged to Acct. Class \$168.92, Total Amount Payable \$168.92, and Due Employee \$168.92. Remarks: “Mbr reimbursed PD and Malt. Dpnts did not move according to box 13 and box 6 being the same location. Split pay not req. Gas is paid through malt.”

e. Subject passed away on 19 May 2024.

f. On 12 September 2024, Commandant of the Marine Corps notified Subject that “[p]er the reference, you may delay until no later than 28 February 2025 in performing a Personally Procured Move and/or turning your household goods over to a Transportation Service Provider for shipment to your home of selection. Shipment to a location other than authorized may result in excess costs. This extension does not extend the entitlement to Government paid Non-Temporary Storage.” “When you are ready to move, contact the nearest Personal Property Office to make the necessary arrangements. A copy of this letter and a copy of your orders will be required to support your application for shipment of household goods and your claim(s) for travel.” “Failure to comply with the instructions provided in this correspondence will result in the expiration of your transportation and travel entitlements and all costs will be at your personal expense.”

g. On 9 January 2025, Fisher House Southern [REDACTED] Vice President & Military Family Support Team notified Director, Distribution Management Office (DMO) / Installation Transportation Officer (ITO) [REDACTED] Logistics notified lead that, “My understanding is that she initially submitted paperwork to execute a move to [REDACTED], requesting to move in October 2024. However, due to the fact [Subject] listed [REDACTED], [REDACTED] as his home of record (HOR) when he retired, [Petitioner] was required to submit a DD Form 149 to the Board of Correction of Naval Records (BCNR) to change her husband’s HOR in order to execute the move to [REDACTED]... On a side note - I do want to share some background. [Subject] retired on 19 November 2021. Within 2 years of his retirement, he was being bounced around hospitals in [REDACTED] – ultimately being diagnosed with service-related T-cell Lymphoma, presumably related to burn pit exposure, and passed away 19 May, 2024... Life changes, and no

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one could have predicted this situation when they retired. [Petitioner], her elder son, & their infant son were put through a year of chaos, filled with long daily commutes to-and-from 5 different southern [REDACTED] hospitals in a year, living in hotels and sleeping in hospital rooms hours away from their home... She was burning the candle at both ends then – and her situation has not improved in the aftermath dealing with the VA and closing out their estate... I am sure we agree that the single unexecuted PCS move [Subject] earned after 22 years of honorable service is the least the Marine Corps can do to help his family settle at his final resting place. This current situation is shameful, and I am hopeful it can be resolved soonest by HQMC [Headquarters, U.S. Marine Corps] so your team can facilitate the move”

h. On 10 January 2025 Director, Distribution Management Office (DMO) / Installation Transportation Officer (ITO) MCIWEST-MCB CAMPEN G4 Logistics notified Fisher House [REDACTED] Vice President & Military Family Support Team lead that, “I wanted to provide a bit of detail to explain why [Petitioner] had to petition BCNR. As it pertains to Travel & Transportation Allowances/Entitlements, the JTR is the authority that guides us in what we can/cannot do. Because [Subject] filed a travel claim from [REDACTED] to [REDACTED] and received reimbursement, he essentially established [REDACTED] as his Home of Selection (HOS). Per the JTR, “[o]nce a home is selected, that selection is irrevocable if transportation in-kind is furnished and used or if travel and transportation allowances are received after travel is completed.” “This is why I had to defer to [REDACTED] 2, as they establish/adjudicate DMO policy. The actions that must be taken and the exception that has to be made to take care of [Subject’s] family exceed my scope of authority as the Director of the DMO. I forwarded your email directly to [REDACTED]. Because BCNR has the COG on this matter (and [REDACTED] doesn’t have any authority in the matter), I’m sure [REDACTED] continue to advocate for expediting this for [Petitioner].”

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 on 28 February 2022, Subject was transferred to the FMCR. Subject did not move his dependents in connection with his retirement because he returned to their home in [REDACTED], [REDACTED] where they were residing, and he was reimbursed \$168.92 for mileage. Within 2 years of his retirement, he was being seen at various hospitals in [REDACTED] and was ultimately diagnosed with service-related T-Cell Lymphoma, presumably related to burn pit exposure and passed away on 19 May 2024. After his retirement and while battling his illness, Subject submitted a request to HQMC to request to delay his movement of HHG, presumably because he intended to use the entitlements in his retirement orders to execute a move. Unfortunately, Subject died prior to receiving approval to his delay shipment of HHG until no later than 28 February 2025. Although Subject was reimbursed for travel for his privately owned vehicle to [REDACTED], [REDACTED], he did not move his HHG. In accordance with the JTR, Table 5-55, Rule 2, if a Service member dies after choosing a HOS and traveling to that HOS but before HHG transportation, then the HHG may be transported, at a dependent’s request, to the Service member’s HOS, other dependent selected place, or partially to each location. The Board determined that the travel endorsement will be expunged, and that Petitioner will be entitled to move HHG.

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RECOMMENDATION

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

Subject's Release from Active Duty and Transfer to the FMCR letter of 3 December 2021 listed that "I certify that I have selected to deferred, as my home of selection (HOS) upon my separation/retirement and arrived there on 19 November 2021" vice "I certify that I have selected [REDACTED] as my home of selection (HOS) upon my separation/retirement and arrived there on 19 November 2021."

Subject's Travel Voucher Summary (Voucher No. 812089) paid on 9 March 2022, with a Start Date of 19 November 2021, and End Date of 19 November 2021 is null and void. Note: The Defense Finance and Accounting Service will complete an audit of Subject's pay records to determine transportation entitlements.

Subject's request for extension of transportation entitlements with a delay of no later than 28 February 2026 was approved by HQMC.

A copy of this report of proceedings will be filed in Subject'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.

3/5/2025

