

DEPARTMENT OF THE NAVY

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

> Docket No. 11381-24 Ref: Signature Date

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

Subj: REVIEW OF NAVAL RECORD ICO, USNR,

XXX-XX-

Ref: (a) Title 10 U.S.C. § 1552

- (b) Joint Travel Regulations
- (c) DoD 7000.14-R FMR Volume 7A

Encl: (1) DD Form 149 w/attachments

- (2) Advisory opinion by NPC (PERS-4B/PERS-4) memo, 7 Mar 25
- (3) Advisory opinion by CNP memo 7220 Ser N13R/089, 5 May 25
- (4) 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 her naval record be corrected to show she was reimbursed of lodging in the amount of \$4,050.
- 2. The Board, consisting of particles, 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. On 21 February 2019, Petitioner enlisted in the U.S. Naval Reserve for 8 years with an Expiration of Obligated Service of 20 February 2027.
- b. Petitioner was released from active duty and transferred to the 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 26 June 2019 to 18 November 2019 upon completion of required active service.

c. On 9 July 2022, Petitioner certified a Dependency Applic	ation (NAVPERS 1070/602)
listing the following address:	

- d. Petitioner was released from active duty and transferred to the Naval Reserve with an honorable character of service and was issued a DD Form 214 for the period of 19 August 2022 to 26 October 2023 upon completion of required active service.
- e. On 12 April 2024, Deputy Chief of Naval Personnel notified Petitioner that "your selection for transition to Training and Administration of the Reserve (TAR). You're approved for transition into AE/TAR/A-School Conversion. Per MILPERSMAN Article 1306-1505, you must reenlist no earlier than 60 days and no later than 45 days from your school convening date. Following reenlistment, you are required to report to your local Navy Reserve Activity for further direction until you execute your orders. Your Servicing PSD [Personnel Support Detachment] shall submit class "F" availability immediately after your reenlistment. You will reenlist and receive orders in your current rate. Sailors approved -to reenlist as TAR with more than 48 months remaining on their Reserve enlistment contract shall execute a NAVPERS 1070/622, Agreement to Recall or Extend Active Duty (Reporting for Active Duty section), with a minimum of a 48 month RÀDO entry IAW reference (a). Upon completion of "A" school or obtaining required NEC, your rate will be changed by the servicing personnel office. Failure to successfully complete conversion could result in your release from active duty for convenience of the government."
 - f. On 27 April 2024, Petitioner transferred from and arrived at on 28 April 2024 for temporary duty.
- g. In accordance with reference (b), Reimbursement While En Route from Home or PDS [Permanent Duty Station] to TDY [Temporary Duty] Location. Lodging reimbursement is based on the actual cost of lodging, limited to the lodging portion of the locality per diem rate at the TDY location or at the stopover. The M&IE [Meals and Incidental Expenses] for the departure day is 75% of the M&IE rate of the traveler's stopover point or TDY location that night if lodging is used. If the traveler is traveling overnight and does not use lodging, the M&IE rate is based on the rate at the next destination.
- h. In accordance with reference (c), Basic Allowance for Housing (BAH) is paid for housing within the United States. Assignment to Government quarters affects a Service member's eligibility for BAH. A housing allowance, other than BAH-Partial or BAH-Diff, is generally not authorized for a Service member who is assigned to Government quarters appropriate to the Service member's grade, rank, or rating and adequate for the Service member and dependents, if any. See section 8.0 for rules regarding assignment to Government quarters. 8.1.1. Assignment or Termination of Government Quarters. The commander responsible for the Government quarters has the authority to assign and terminate the assignment of Government quarters. The commander also determines when quarters are adequate and suitable for assignment based on appropriate directives. Government quarters or housing facilities under the Uniformed Services' control are considered assigned, suitable, and adequate whenever occupied by a Service member at the PDS without payment of rental charges. This includes any of the following conditions: 8.1.1.1 When an organization or institution furnishes quarters to a Service member without charge on behalf of the United States....

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A Service member without a dependent entitled to basic pay is authorized BAH or Overseas Housing Allowance (OHA) in the situations specified in Table 26-19 and as otherwise specified in this paragraph. Ordinarily BAH or OHA is based on the Service member's PDS and paid when adequate Government quarters are not provided at the PDS.
i. On 28 April 2024, Petitioner reenlisted for 4 years with an End of Active Obligated Service of 27 April 2028.
j. Petitioner's Master Military Pay Account (MMPA) shows the following (BAH): "ENTRY-OPEN-DT 240507 09 05 1 ENTRY-CLSD-DT 240614 14 06 2 CNTRL-CODE 2 ACTN G2 START 240428 STOP 240612 ENTLMT-MM 652.35 ENTLMT 521.88 ENTLMT-NM 0.00 MNTLY-RATE 1,304.70 ACCOM 0 ZIP-CODE 78419 RENT 9,999.00 SHARE-NR 1 RENT-STAT R PRCNTGE .00 PROTECTED-RATE 0.00 CLOST-DEPN."
k. On 3 June 2024, Petitioner was issued official change duty orders (BUPERS order: while stationed in with an effective date of departure of June 2024. Petitioner's intermediate (01) activity was for temporary duty with an effective date of arrival of 13 June 2024. Petitioner's intermediate (02) activity was for temporary duty under instruction with an effective date of arrival of 29 June 2024. Petitioner's intermediate (03) activity was for temporary duty with an effective date of arrival of 10 September 2024. Petitioner's intermediate (04) activity was for temporary duty under instruction with an effective date of arrival of 29 September 2024. Petitioner's ultimate activity was for duty with an effective date of arrival of 8 December 2024 with a Projected Rotation Date of April 2028.
1. issued Petitioner a statement with an arrival date of 28 April 2024 and departure date of 12 June 2024 (45 days). Petitioner's room rate was \$90.00.
m. On 12 June 2024, Petitioner transferred from and arrived at on 13 June 2024 for temporary duty.
n. Petitioner's Master Military Pay Account (MMPA) shows the following (BAH): "ENTRY-OPEN-DT 240617 15 06 2 ENTRY-CLSD-DT 240702 07 07 1 CNTRL-CODE 2 ACTN G2 START 240613 STOP 240628 ENTLMT-MM -145.38 ENTLMT -145.38 ENTLMT-NM 0.00 MNTLY-RATE 2,180.70 ACCOM 0 ZIP-CODE 08641 RENT 9,999.00 SHARE-NR 1 RENT-STAT R PRCNTGE .00 PROTECTED-RATE 0.00 CLOST-DEPN."
o. On 29 June 2024, Petitioner transferred from and arrived to on 29 June 2024 for temporary duty.
p. On 18 September 2024, Petitioner transferred from and arrived to on 29 September 2024 for temporary duty.

q. On 6 November 2024, Petitioner transferred from and arrived at on

11 November 2024 for duty.

r. On 27 November 2024, Travel Advance Summary (DO Voucher No. was prepared and paid on 2 December 2024 with a Start Date of 13 June 2024, End Date of 20 November 2024, Detach Date of 12 June 2024 and Report Date of 11 November 2024. Advances/Prior Payments: \$0.00, Total Entitlement \$13,582.24, Total Charged to Acct. Class \$13,582.24, Total Amount Payable \$13,582.24, Split Payment \$9,904.22, and Due Employee \$3,678.02. Remarks: OMN SDNs: N6298024TOELYD9, N6298025TOELYD9. PROCESSED PCS TRAVEL. PAID PER DIEM, MALT, SINGLE DLA AND TLE. REIMBURSED TDY LODGING. SPLIT PAYMENT OF \$9,904.22 TO Government Travel Charge Card (GTCC). NAVADMIN 129/22; (6) MNCC will verify GTCC balance when liquidating travel claims to result in a zero balance on the GTCC. "This may result in per diem funds being applied to produce a zero balance. Citibank shows [Petitioner] has a balance of \$9,904.22. This amount will be applied toward funds owed during the processing of the Sailor's PCS travel settlement. Any unpaid balance on the GTCC is the responsibility of the Sailor. CPPA shall advise the Sailor to contact Citibank @ to ensure entire balance has been liquidated."

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (3), the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded that when Petitioner was selected for transition to TAR conversion, she was directed to reenlist no earlier than 60 days and no later than 45 days from the school convening date and upon reenlistment, was required to report to her local NRA for further direction. Petitioner reported to her NRA, which was over 50 miles from her residence, and reenlisted for a period of 4 years into the TAR program onto active duty. Because no barracks were available, Petitioner was entitled to and received BAH. However, her commanding officer erroneously directed Petitioner to check into the Navy Lodge utilizing her GTCC. Petitioner was placed in a financial hardship due to the difference in her housing entitlement and what she was charged, due to no fault of her own. Because the Board does not calculate the amounts due, the Board determined that partial relief in the form of an orders modification with a line of accounting authorizing per diem is warranted. Petitioner will need to submit a supplemental travel claim to determine what reimbursement is authorized.

RECOMMENDATION

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

Petitioner's Official Change Duty Order (BUPERS Order) were issued on 26 April 2024 vice 3 June 2024.

Petitioner was issued Official Modification to Change Duty Order (BUPERS Order 27 April 2024 modifying the following:

Petitioner's Detaching Activity is changed from the generic "Pending Navy Gain".

Add an Intermediate activity to their first Intermediate activity, to authorize line of accounting for lodging and per diem.

Note: That any other entries affected by the Board's recommendation be corrected –BAH be adjusted accordingly.

That no further changes be made to Petitioner's naval record.

That a copy of this report of proceedings 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.

