



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

[REDACTED]  
Docket No. 12455-24  
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552  
(b) NAVADMIN 101/10, 19 Mar 10

Encl: (1) DD Form 149 w/attachments  
(2) 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 Petitioner was issued official modification to change duty orders (BUPERS order: 0224) removing HHG funding to be eligible for a close proximity move.

2. The Board, consisting of [REDACTED] reviewed Petitioner's allegations of error and injustice on 11 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. Reference (b) clarifies eligibility and procedures for execution of a close proximity move. The following policy is in accordance with Title 37 U.S. Code Section 403 and Joint Federal Travel Regulations 1 November 2008 and supersedes any guidance on basic allowance for housing (BAH) as it pertains to close proximity moves listed in OPNAVINST 7220.12 and NAVADMIN 026/09.

Service members who have not executed their orders are eligible to remove the household goods (HHG) funding from those orders in order to fall under the provisions of a close proximity move and may be eligible to receive BAH based on the previous permanent duty station (PDS).

Service members with or without dependents who are reassigned within the continental United States, maintain an established residence, and still commute daily to their new PDS or homeport,

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

may qualify for BAH based on their previous PDS under the provisions of a close proximity move.

To qualify for BAH based on the previous PDS the following provisions must be met: funding for a HHG move must not be authorized; the member must maintain a continuous residence. The member must have established a continuous residence at the previous PDS prior to receiving his/her new orders; the member must commute daily to the new PDS from the same residence.

Finally, to receive BAH based on the old PDS, the member must complete the below steps prior to the execution of orders: request authorization from the gaining commanding officer to receive BAH based on his/her previous duty station. Gaining commanding officers should ensure that member is maintaining a continuous residence and that the commuting distance from that continuous residence is reasonable for the geographic location of the assignment. If approved by the gaining commanding officer, the member must send the approval letter to his/her detailee in order to get the HHG funding removed from his/her orders. Once HHG funding is removed from the orders and the orders are re-issued, the member must take the approval letter and the orders to personnel support detachment (PSD) upon check in to the gaining command to have BAH based on the previous duty station continued.

b. On 22 January 2024, Petitioner was issued official change duty orders (BUPERS order: 0224) while stationed in [REDACTED] with an effective date of departure of May 2024. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of May 2024 with a projected rotation date (PRD) of May 2026.

c. On 15 March 2024, Petitioner was issued official modification to change duty orders (BUPERS order: 0224) while stationed in [REDACTED] with an effective date of departure of October 2024. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of October 2024 with a PRD of October 2027.

d. On 9 October 2024, Petitioner notified Commander, Naval Personnel Command (N130) via Commander, Naval Construction Group ONE that "[p]er references (a) [NAVADMIN 101/10, I am requesting to maintain [BAH] at my previous [PDS]. Upon reporting to your command, I will have maintained a continuous residence in [REDACTED] and intend to continue residing there for the duration of my tour. The commuting distance from my residence to your command is 52.3 miles and takes approximately one hour, one way.

I fully understand that with your approval of my request, I will have the funding for a [HHG] move removed from my orders and the authorization to move my family at government expense revoked. Additionally, I realize that if I move my residence at my own expense, I will forfeit the right to receive BAH based on my previous PDS and my BAH rate will be reverted to my current duty location.

I understand that any obligated service that would have been associated with a funded move still applies, and that I am expected to complete that obligated service."

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

e. On 24 October 2024, Commander, Naval Construction Group ONE notified Commander, Naval Personnel Command (N130) via First Endorsement on Petitioner's letter of 9 October 2024 that "[p]er references (a) through (c) the requesting service member is authorized to receive [BAH] based on his/her previous [PDS]. Please remove the funding for a [HHG] move from the member's orders and re-issue those orders.

The member established a residence prior to the date the member's orders were issued, the member will be commuting daily to his/her new PDS. and the commuting distance is reasonable for this geographic location.

With the removal of the funding for an HHG move, the member realizes she has forfeited the authorization for the government to fund a move. Additionally, the member will forfeit the right to receive BAH based on her previous PDS if the member moves her residence at her own expense. As indicated in the request, the member acknowledges that any obligated service associated with these orders must still be completed."

f. On 30 October 2024, Petitioner's BAH at the without dependents rate for [REDACTED] stopped.

g. On 31 October 2024, Petitioner transferred from [REDACTED] and arrived to NCG 1 on 31 October 2024 for duty.

h. On 31 October 2024, BAH at the without dependents rate for [REDACTED] started.

i. On 22 November 2024, Head Public Affairs Detailer (PERS-448) notified N1(Admin Officer) [REDACTED] that, "Discussion: After researching the issue over the last few days it appears that we in the Detailing Shop did not follow the procedures as laid out in NAVADMIN 101/10. What we found:

[Petitioner's] orders should not have included a HHG LOA [line of accounting], as stated in NAVADMIN 101/10. Because her orders were an ORDMOD and not an original set of orders, the HHG LOA that was included for her original orders to Guam remained in her ORDMOD. We should have either cancelled her original orders and issued a new set of orders or removed the original LOA from the ORDMOD. After receiving the NCG-1 CO-endorsed letter on 28 Oct, we should have issued an additional ORDMOD removing the HHG LOA from her orders in line with NAVADMIN 101/10. This did not happen. Because the orders have been executed, there is nothing we can do to rectify this. It is too late to now issue an ORDMOD that would remove the LOA to facilitate the Close Proximity Move request. Discussion with the PERS-45 Policy team has confirmed that the only recourse is through the BCNR process. In her petition to the BCNR it should state that the Detailing Shop (PERS-448) did not follow procedure and mistakenly provided inaccurate information that resulted in [Petitioner's] Close Proximity Move request not being successfully processed."

j. On 10 February 2025, [REDACTED] notified the Board that "[t]here are no moves for those orders in PPTAS or DPS."

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

## 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 determined that Petitioner submitted her request to maintain BAH based on her previous PDS prior to the execution of orders 0224 in accordance with reference (b). Furthermore, Petitioner's gaining command approved her request, however due to administrative error an additional orders modification removing the HHG LOA from her orders was not issued. Therefore, the Board determined that Petitioner should be authorized to maintain her BAH entitlement based on her previous PDS, under the provisions of a close proximity move.

## RECOMMENDATION

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

Petitioner's request for a close proximity move was approved by cognizant authority prior to executing orders (BUPERS order: 0224).

Petitioner was authorized "BAH at the without dependents rate for [REDACTED]" vice "BAH at the without dependents rate for [REDACTED]" effective 31 October 2024 to present. Note: If Petitioner moves from his residence, she will no longer be authorized BAH at the old PDS.

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.

2/14/2025

