

DEPARTMENT OF THE NAVY

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

> Docket No. 976-25 Ref: Signature Date

Dear

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

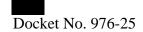
A three-member panel of the Board, sitting in executive session, considered your application on 20 May 2025. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies. In addition, the Board considered the advisory opinion contained in Commanding Officer, Navy Pay and Personnel Support Center (NPPSC) memorandum 7220 N1 of 27 February 2025, which was previously provided to you for comment.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

On 6 May 2016, you married a member of the uniformed services. On 11 December 2017, both of your dependent children were born.

Your Defense Finance and Accounting Service Military Leave and Earnings Statement (LES) for the period of 1 to 31 May 2018 listed the following: "BAQ TYPE: W/DEP, BAQ DEPN: Child, and VHA ZIP ..."

Your spouse was released from active duty from transferred to the Navy 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 3 February 2015 to 2 February 2019 upon completion of required active service.

Due to the nature and time periods in question, these adjustments will need to be done via a trouble ticket to DFAS-Cleveland and may take several weeks."

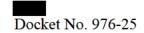
You were discharged with an Honorable character of service and were issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 26 October 2011 to 21 October 2019 upon completion of required active service.

Your Defense Finance and Accounting Service Military LES for the period of 1 to 31 October 2019 listed the following: "BAQ TYPE: W/DEP, BAQ DEPN: Child, and VHA ZIP Total Indebtedness: \$5,075.78."

Your Defense Finance and Accounting Service Military LES for the period of 1 to 30 November 2019 listed the following: "Entitlements (advance Debt) \$3,738.61, Deductions (Debt) \$5,075.78. Indebtedness due US: \$3,738.61."

On 27 February 2025, Commanding Officer, NPPSC notified the Board that, "Member separated from the Navy on 21 October 2019. At this time, it is not possible to view any information on the pay account prior to May 2018. The LES for the month of May 2018 reflects a debt balance of \$8,493.95. In June of 2018 a collection of \$2,629.67 was applied to the debt, giving a new debt balance of \$5,864.28. In July 2018 a collection of \$788.50 was applied to the debt of \$788.50, giving a new debt balance of \$5,075.78. The last LES that is available for review is September 2019, which reflects a remaining balance of \$5,075.78. This information indicates that the debt was not fully collected prior to separation date in October 2019. In April 2019 a retroactive credit of Basic Allowance for Housing was applied to the pay account but was not applied to the debt. The credit of \$3,254.40 was added to the May 1st payday of 2019."

You requested the correction of your debt, the Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. You assert that you have a debt on your LES that was resolved prior to your separation but after separation, the debt was back, and you are receiving debt notifications. However, the Board could not find, nor did you provide any information or details of the cause of your debt and agreed there is not enough information to determine if an error or injustice occurred.



Furthermore, due to the lack of records available to view in your pay account, the information provided to the Board by NPPSC is the most likely explanation of the origin of your debt. Based on the information available, the original debt of \$8,493.95 was paid down to a balance of \$5,075.78 the month prior your separation date. Because you appear to have been separated prior to the resolution of your debt, the Board determined that a change to your record is not warranted. In this connection, the Board substantially concurred with the comments contained in the aforementioned advisory opinion.

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

