



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

701 S. COURTHOUSE RD

ARLINGTON, VA 22204

[REDACTED] Docket No. 3414-25

Ref: Signature Date

[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]

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 25 November 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 Office of the Chief of Naval Operations memorandum 7431 Ser N130C2/25U0281 of 6 May 2025, which was previously provided to you for comment.

In accordance with DoD 7000.14-R FMR Volume 7A, Chapter 26. Housing Allowance Based on Dependent's Location or Old permanent duty station (PDS). Unless otherwise authorized or approved, a Service member's housing allowance is based on the PDS. If authorized or approved through the Secretarial Process, a Service member may be authorized a housing allowance based on the location at which a dependent maintains a permanent residence or the old PDS. Situations that are routinely authorized or approved at a lower level than the Service Secretary are listed in subparagraph 10.2.2. An example of advance travel is the member's family travels ahead to get settled before school starts. An example of delayed travel is the family remains at the old PDS until the school year ends.

A Service member is generally authorized Basic Allowance for Housing (BAH) -Transit while on leave and travel between PDSs. However, in situations in which the Secretary concerned has authorized or approved an advance or delayed travel situation, the authorized or approved allowance at the with-dependent rate applies. In delayed travel situations, when the dependent departs the authorized or approved location, the allowance changes to the new

PDS if the Service member has already arrived there or to the BAH-Transit if the Service member is still in transit.

On 22 January 2024, you were issued official change duty orders (BUPERS order: 0224), with required obligated service to July 2027, while stationed in [REDACTED] with an effective date of departure of April 2024. Your intermediate (01) activity was [REDACTED] [REDACTED] for temporary duty under instruction with an effective date of arrival of 30 March 2024. Your ultimate activity was [REDACTED] for duty with an effective date of arrival of 5 July 2024 with a projected rotation date (PRD) of July 2027. Furthermore, “[t]his transfer funded for member and authorized dependents as reflected on service record page two and other supporting documents... Detaching command: member has orders to an overseas location which requires an overseas assignment suitability screening to be performed IAW OPNAVINST 1300.14D BUMEDINST 1300.2A and MILPERSMAN 1300-300(SERIES). Do not delay members screening due to dependents geographic location or preexisting conditions. COMMANDING OFFICERS [COs] are responsible for providing an update via BUPERS ONLINE (BOL) within 30 calendar days... Enrollment in Exceptional Family Member Program does not stop completion of overseas screening. If member or dependents are found unsuitable, hold orders in abeyance and notify COMNAVPERSCOM Millington TN (PERS-451) and detailing (PERS-CODE) and gaining command, underway commands with limited connectivity may respond via Naval message. Advise member not to ship household goods and privately owned vehicles until successfully screened... If accompanied orders and not prescribed elsewhere, these dependents can travel: [REDACTED] Spouse Female...”

On 6 March 2024, [REDACTED] issued the following Consultation Notes on [REDACTED] Assessment/Plan Clubfoot with the following recommendation as unsuitable.

On 11 March 2024, you signed/witnessed a Dependency Application (NAVPERS 1070/602) listing your spouse and children residing at [REDACTED]

On 27 March 2024, you were issued official modification to change duty orders (BUPERS order: 0224), with required obligated service to July 2027, while stationed in [REDACTED] [REDACTED] with an effective date of departure of June 2024. Your ultimate activity was [REDACTED] [REDACTED] for duty with an effective date of arrival of 5 July 2024 with a PRD of July 2027. Furthermore, “[t]his transfer funded for member and authorized dependents as reflected on service record page two and other supporting documents... Detaching command: member has orders to an overseas location which requires an overseas assignment suitability screening to be performed IAW OPNAVINST 1300.14D BUMEDINST 1300.2A and MILPERSMAN 1300-300(SERIES). Do not delay members screening due to dependents geographic location or preexisting conditions... Enrollment in Exceptional Family Member Program does not stop completion of overseas screening. If member or dependents are found unsuitable, hold orders in abeyance and notify [REDACTED] (PERS-451) and detailing (PERS-CODE) and gaining command, underway commands with limited connectivity may respond via Naval message. Advise member not to ship household goods and privately owned vehicles until successfully screened... If accompanied orders and not prescribed elsewhere, these dependents can travel: [REDACTED] Spouse Female...”

On 12 April 2024, [REDACTED] notified To Whom This May Concern that “[o]n behalf of [REDACTED] this office has attempted to speak to the Navy Chief Medical Officer of Guam and the Navy Chief Medical Officer of CT multiple times since February 2024, to schedule a time to have a peer to peer to discuss the Navy's denial for medical reasons of [REDACTED] to move to [REDACTED] with his family.”

On 2 May 2024, Report of Suitability for Overseas Assignment (NAVPERS 1300/16) was signed by a designee of Meical Treatment Facility that by both Servicemember and family were suitable for this Assignment.

On 5 June 2024, you transferred from [REDACTED] and arrived to [REDACTED] on 1 July 2024 for duty.

On 10 July 2024, Master Military Pay Account (MMPA) listed the following (Basic Allowance for Housing) : ENTRY-OPEN-DT 240101 99 01 1 ENTRY-CLSD-DT 240710 10 07 2 CNTRL-CODE 2 ACTN G2 START 240101 STOP 240630 ENTLMT-MM 1,316.85 ENTLMT 0.00 ENTLMT-NM 0.00 MNTLY-RATE 2,633.70 ACCOM 1 ZIP-CODE 06349 RENT 0.00 SHARE-NR 1 RENT-STAT R PRCNTGE .00 PROTECTED-RATE 0.00 CLOST-DEPN.

On 31 July 2024, Travel Voucher Summary (DO Voucher No. B59512) was issued and paid for on 2 August 2024 with a Start date of 30 June 2024, End date of 2 July 2024, Detach date of 5 June 2024, and Report date of 1 July 2024. Advances/Prior Payments: \$0.00. Total Entitlement: \$2,368.44. Total Charged to Acct. Class: \$2,368.44. Total Amount Payable: \$2,368.44. Due Employee: \$2,368.44. Furthermore, the following remarks were provided: “No flight itinerary provided to determine cross country entitlement. No TLE form provided for lodging at previous duty station.”

On 9 October 2024, MyNavy Career Center notified you that the “case was returned from PERS-45 with this comment “Package incomplete. Missing entire package minus the orders.” “Please resubmit with the proper documents and send back to MNCC for processing.” If we can provide further assistance, please contact the MNCC at 1-833-330-MNCC (1-833-330-6622), 24 hours a day and 365 days a year. When sending an email response, please include the CASE# 04793890 in the subject line of the email. We are also available through our online MNCC CHAT feature 24/7 hours. The link can be located at the bottom left-hand corner of the MyNavy HR Page at <https://www.mynavyhr.navy.mil/> or on bottom right-hand corner of the My Navy Portal website at <https://my.navy.mil/index.html>. Please utilize Edge or Chrome browsers when accessing this feature.

On 22 January 2025, a Dependency Application (NAVPERS 1070/602) was signed by you/witness listing your spouse and children residing at [REDACTED]

On 16 March 2025, [REDACTED] – Account Ledger, APTS with a property address [REDACTED] of 3 June 2024, listed a move in date of 15 June 2024 and move out date of 1 April 2025.

On 19 March 2025, you notified the Board that, "I chose and fought for orders to [REDACTED] understanding the challenges of the location on both myself and young family. The extended deployment of my ship to [REDACTED] has made it impractical for them to relocate to [REDACTED] without me. My spouse is a full-time homemaker, solely responsible for childcare. This gives my currently pregnant spouse the ability to have support in [REDACTED] from both myself and a familial network due to [REDACTED] being our home of record. Moving to [REDACTED] alone would remove this essential network, making it significantly harder for her to manage pregnancy and childcare of our three young children (all under five years old)..."

The request for this exception to policy is a request for reason. It is unreasonable to separate a young family for in excess of a year when the ship is arguably in its most consistent status during major avails. We are residing in our state of record for familial support for my spouse and our children away from our Privately Owned Vehicle (POV) and household goods (HHG) which all reside in [REDACTED] sent before information was made available to me about ship's schedule."

You enclosed email correspondence from 29 May 2024 to 17 December 2024 documenting your request for Dependent Delay Travel (DDT)/BAH at dependent location.

On 20 March 2025, Commanding Officer, [REDACTED] notified the Board that "Forwarded, recommending approval. Investigation following this incident led to the discovery that Navy Submarine School had not been correctly submitting requests for delayed dependent travel. Salesforce transaction 05320310 is a singular example, wherein it required my personal intervention with both [REDACTED] and My Navy Career Center to ensure that my Prospective Weapons Officer's request received adjudication. For this reason, I recommend approval."

On 6 May 2025, MMPA listed the following (Cost of Living Allowance) : ENTRY-OPEN-DT 250506 08 05 1 ENTRY-CLSD-DT 250506 08 05 1 CNTRL-CODE 2 ACTN 04 START 250218 STOP 250224 ENTLMT-MM 218.59 ENTLMT 218.59 ENTLMT-NM 0.00 DAILY-RATE 31.22778 NR-DEPN-COLA 4 JTR-LCTN GU001.

On 19 May 2025, you signed/witnessed a Dependency Application (NAVPERS 1070/602) listing your spouse and children residing at [REDACTED]

On 18 November 2025, Travel Processing Center Memphis notified the Board that "[n]o dependent travel paid under BUPERS Order 0224 SDN N0002224CTEKG4M. Found this attachment in Salesforce Ticket 04877919 [United Airlines eTicket Itinerary and Receipt for Confirmation dated 14 April 2025 departing [REDACTED] on 15 April 2025 and arriving to [REDACTED] on 17 April 2025.]

You requested postdated approval of DDT and receive back pay for BAH from July 2024 to April 2025. 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 originally received unaccompanied orders to [REDACTED] because your son erroneously failed his overseas screening. Additionally, you assert that you were led to believe that your DDT was approved and

intentionally rented an apartment within your means with BAH. However, the Board concluded that on 22 January 2024, you received orders 0224 from [REDACTED] to [REDACTED] [REDACTED] with an effective date of arrival of 5 July 2024 and PRD of July 2027. These were written as accompanied orders, and your son had not yet failed his overseas screening. On 6 March 2024, 0620C Naval Hospital [REDACTED] issued an “unsuitable” recommendation for your son. On 27 March 2024, you were issued official modification to orders 0224, which removed the intermediate activity. On 2 May 2024, you and your family were determined to be suitable for this assignment. You provided email correspondence dating from 29 May 2024 to 17 December 2024 regarding your request for DDT, however you provided no evidence that you requested DDT prior to 2 May 2024, when your son’s suitability was still in doubt. On 3 June 2024, in accordance with the [REDACTED] Account Ledger, you paid for an application fee and credit checks. On 5 June 2024, you transferred from [REDACTED]. In accordance with DoD 7000.14-R FMR, “[i]f authorized or approved through the Secretarial Process, a Service member may be authorized a housing allowance based on the location at which a dependent maintains a permanent residence or the old PDS.” You provided no evidence that your request for DDT was approved, however the Board determined that if it had been approved, it would have been contingent on your dependents remaining in the vicinity of the old PDS, which they did not do. Therefore, BAH based on the old PDS is not authorized. Furthermore, the Board agreed that the [REDACTED] location where your family resided during the period in question was not a “permanent residence” because you intended for your dependents to eventually join you at the new PDS, therefore you are not authorized BAH for [REDACTED]. The Board agreed that your dependents were cleared for travel to [REDACTED] prior to you renting an apartment in [REDACTED] and that it was your choice to rent an apartment there without approval to receive BAH for your dependents at that location. Therefore, 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.

Sincerely,

12/3/2025

