



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

LCC:lc

Docket No: 4533-98

20 May 1999

From: Chairman, Board for Correction of Naval Records

To: Secretary of the Navy

Subj: [REDACTED]
REVIEW OF NAVAL RECORD

Ref: (a) Title 10 U.S.C. 1552

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

1. Pursuant to the provisions of reference (a), Subject hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show his entitlement to ship household goods (HHGs) when transferred to the Fleet Reserve was extended to 31 May 2001 and he is entitled to make a move to his Home of Selection.

2. The Board, consisting of Messrs. Goldsmith, Milner, and Ms. Nofziger, reviewed Petitioner's allegations of error and injustice on 18 May 1999 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, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

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


a. The payment received by the Petitioner for travel for himself and his dependent son for travel to Virginia Beach was not for payment of travel to Home of Selection on transfer to the Fleet Reserve. Petitioner has not yet made a Home of Selection move. Petitioner was assigned to NAS Virginia Beach for processing for transfer to the Fleet Reserve.

b. Petitioner's entitlement to ship HHGs to his Home of Selection was extended to 31 May 2000 by the appropriate Naval authorities by letter dated 23 May 1998. By letter dated 12 April 1999 the appropriate naval authorities further extended the entitlement for Petitioner to ship his HHGs to his Home of Selection to 31 May 2001. Petitioner will be responsible for any cost of storage for the HHGs.

c. That a copy of this Report of Proceedings be filed in Petitioner's naval record.


4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that 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 entitled matter.

ROBERT D. ZSALMAN
Recorder


G. L. ADAMS
Acting Recorder

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 reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

20 May 1999


W. DEAN PFEIFFER
Executive Director