



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON, D.C. 20370-5100

LCC:ddj
Docket No: 439-00
18 October 2000

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

Subj: ENS ██████████, USN ██████████
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 Petitioner is entitled to Overseas Station Allowances (OHA) for designated location of dependents and is entitled to OHA at the single rate for himself for unit of assignment. Also show entitlement to reimbursement for travel of dependents to the designated location.

2. The Board, consisting of Mses. Hardbower, Newman, and Mr. Geisler, reviewed Petitioner's allegations of error and injustice on 17 October 2000 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. After reviewing the correspondence attached as enclosure (2), the Board concluded 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. In October 1998 orders were issued directing Petitioner on an unaccompanied overseas tour of duty and on 18 February 1999 under the UP of JFTR, paragraph Dd(2), Petitioner requested authority to move his dependents to a designated location outside the CONUS, i.e., [REDACTED]. Wife was born in the UK and is a UK citizen. On 24 February 1999 NPC approved Petitioner's request to move his dependents to a designated location.

b. Petitioner was authorized OHA for dependents effective 11 May 1999. Designated location of dependents is [REDACTED]. (Petitioner must furnish DFAS-DE-FYCC the number of dependents for which he is entitled to payment of OHA.)

c. Petitioner was authorized OHA at the single rate for his assigned duty station effective 9 September 1999.

d. Petitioner is authorized reimbursement for travel of dependents and Dislocation Allowance based on the move dependents made to the designated location. Petitioner is authorized payment of all entitlements by virtue of an authorized permanent change of station move for approved travel for dependents. Reimbursement for travel will be for the cost of the travel not exceed what the cost would have been to the U. S. Government.

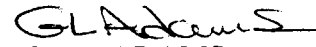
(NOTE: Petitioner should go to the closest facility which can compute travel vouchers and ask them to compute monies due for travel and dislocation allowance as a result of this action. Petitioner must present to the Agency computing the money due a copy of all previous vouchers pertaining to himself and, if any, that of his dependents. **The Agency making the computation will not make the actual payment.** Petitioner will then forward the computation of monies due, a copy of this letter and all other vouchers pertaining to the travel to DFAS-DE-FYCC, 6760 E. Irvington Place, Denver, CO 80279-7100.)

e. Petitioner was furnished a certificate of "nonavailability" of a U. S. Flag Carrier for travel to Wales, UK.

f. 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.

18 October 2000


W. DEAN PFEIFFER
Executive Director