



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

LCC:ddj
Docket No: 3272-01
24 July 2001

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 24 July 2001. 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, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by CMC memorandum 4050.1G LFT-3-WC of 21 June 2001, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously 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,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
2 NAVY ANNEX
WASHINGTON, DC 20380-1775

IN REPLY REFER TO:

4050.1G
LFT-3-WC
21 Jun 01

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION
OF NAVAL RECORDS

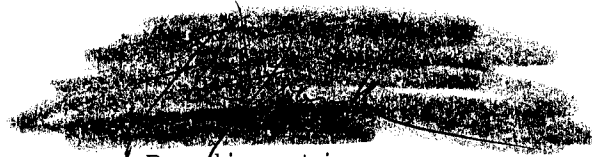
Subj: PETITION ~~CONFIDENTIAL~~
USMC

Ref: (a) Joint Federal Travel Regulations

1. Corporal ~~CONFIDENTIAL~~ elected to move his personal property via the Do-It-Yourself (DITY) program. Traffic Management personnel counseled him on 30 April 1998 on his entitlement, and the counseling session was annotated on a DD Form 2278 (Application For Do It Yourself Move And Counseling Checklist).
2. Corporal ~~CONFIDENTIAL~~ told Traffic Management personnel that he was moving to Tallahassee, Florida, however he instead moved to Reno, Nevada.
3. Corporal ~~CONFIDENTIAL~~ elected to take an advance payment for his move, based on his estimated weight and that he would be moving to Florida. His advance was based on a DITY Move to Tallahassee, Florida, not to Reno, Nevada.
4. The Transportation Voucher Certification Branch at Albany, Georgia billed Corporal ~~CONFIDENTIAL~~ for only \$370.76, which is the difference in the DITY move to Reno, Nevada versus Tallahassee, Florida.
5. This Headquarters contacted DFAS-Denver and they stated that the other charges above \$370.76 were overpayments in separation pay and travel pay.

MEMORANRUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION
OF NAVAL RECORDS

6. This Headquarters has determined that the DITY portion of the Pay Adjustment Authorization is correct as issued, and we are unable to recommend a favorable determination of this case.



By direction