



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

LCC:yrj  
Docket No: 4374-02  
13 August 2002

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



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 incentive payment for moving his household goods (HHGs) and for travel of dependents.

2. The Board, consisting of Messrs. Carlsen, Frankfurt, and Swarens, reviewed Petitioner's allegations of error and injustice on 13 August 2002 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:

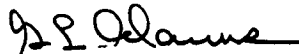
That Petitioner's naval record be corrected, where appropriate, to show that:

- a. The orders which released Petitioner from active duty were issued on "17 April 2002" vice any other date.
- b. On 17 April 2002 Petitioner executed the appropriate documents whereby he voluntarily elected to participate in the Do=It-Yourself (DITY) Program to move his HHGs; that by endorsement dated 17 April 2002 authority for him to participate in the DITY Program was granted by the appropriate authorities and the proper documents were prepared to show that government procured equipment for the DITY move was obtained through the appropriate naval authorities and used by the Petitioner vice that he personally obtained and used rental equipment.
- c. In the event Petitioner did not obtain weight tickets the incentive allowance will be based on a constructive weight by using the weight capacity of a 17' uhaul truck.

(NOTE: Petitioner will forward a copy of all receipts pertaining to moving the HHGs, a copy of the orders which released him from active duty, and a copy of this letter to Naval Transportation Support Center, Personal Property Audit Division, 1667 Piersey Street, Code 012.3, Norfolk, VA 23511-2806.)

- d. 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.

13 August 2002

  
W. DEAN PFEIFFER  
Executive Director