



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

LCC:ecb  
Docket No: 5749-03  
29 October 2003

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) CNO memo 7220 Ser N130C3/03U0730 dtd 16 Oct 2003  
(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 that the orders releasing Petitioner from active duty were issued prior to 21 January 2003.

2. The Board, consisting of Messrs. Agresti, McBride, and Neuschafer, reviewed Petitioner's allegations of error and injustice on 28 October 2003 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 orders which released Petitioner from active duty on 19 May 2003 were issued on "22 January 2003" vice any other date.

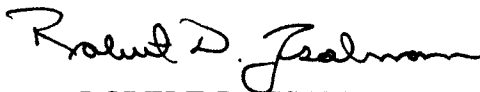
b. On 23 January 2003 he executed the appropriate documents where he voluntarily elected to participate in the Do-It-Yourself (DITY) Program to move his HHGs; by endorsement dated 23 January 2003, authority to participate in the DITY Program was granted by the appropriate Naval authorities and the documents were prepared to show government procured equipment to move his household goods (HHGs) was obtained through the appropriate authorities and used by Petitioner vice that he personally obtained and used rental equipment.

c. In the event weight tickets were not obtained the weight capacity of the rental truck will be used to compute the incentive pay due to the Petitioner.

(NOTE: Petitioner will mail a

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.

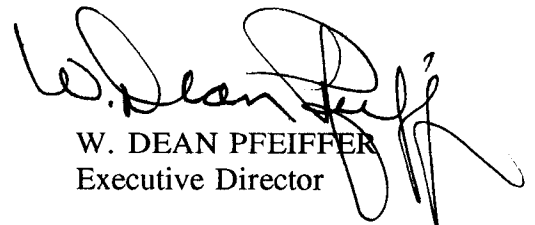


ROBERT D. ZSALMAN  
Recorder

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.

29 October 2003



W. DEAN PFEIFFER  
Executive Director