



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

WJH
Docket: 3508-11
2 August 2011

[REDACTED]

This is in reference to your application for correction of naval record pursuant to the provisions of 10 USC 1552.

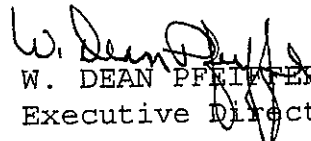
A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 1 August 2011. Your allegations of error and injustice were reviewed in accordance with the administrative regulations and procedures applicable to the proceedings of this Board. 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 the Naval Supply Systems Command 4050 Ser 53H/049 of 7 Jun 2011, 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. The Board noted that you were authorized by your transfer orders to reimbursement for a household goods move from Jacksonville to Meridian in 2009. However, that authorization does not extend to further reimbursement for a local move in Meridian in 2010. In the Board's view, you knew or should have known that a "second" move at government expense was not authorized. The Board carefully considered the statement made by [REDACTED]. However, his statement is vague in that it does not explain what information he had at the time. Moreover, even if [REDACTED]

██████████ did furnish you with erroneous information, it is well settled that such erroneous information does not serve as a basis for the payment of allowances in excess of those that are provided for by statute or regulation. Finally, the Board noted that your Application for a DITY move was dated 17 August 2010, almost a month after you moved your household goods to ██████████. Under these circumstances, the Board found that relief is not warranted and therefore 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 also 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

Enclosures