April 6, 2021

## CBCA 6803-TRAV

In the Matter of JONATHON W.

Jonathon W., Claimant.

CPT Andrew P. Crane, Office of the Chief Judge Advocate, Department of the Army, Fort Huachuca, AZ, appearing for Department of the Army.

## **CHADWICK**, Board Judge.

The claimant states that his travel claim is "identical" to the claim the Board denied in *Samuel C. Parshall*, CBCA 6890-TRAV, 20-1 BCA ¶ 37,693, *reconsideration denied*, 20-1 BCA ¶ 37,699, which involved the same temporary change of office location. Federal courts have denied relief on a claim for travel reimbursement based on the same events. *Aubart v. McCarthy*, No. 17-CV-00611, 2019 WL 3892408, at \*6 (D. Haw. Aug. 19, 2019) ("Because there is no genuine issue of material fact that Schofield Barracks was Plaintiff's permanent duty station, Plaintiff is not entitled to reimbursement for the transportation costs incurred while Plaintiff used his personal vehicle to commute from his personal residence to Schofield Barracks."), *aff'd*, 830 Fed. App'x 959 (9th Cir. 2020), *panel reh'g denied*. For the reasons given in the Board and court decisions cited above, we deny the claim.

<u>Kyle Chadwick</u>
KYLE CHADWICK
Board Judge