

Matter of: Employee of Federal Agency
File: B-253911
Date: November 29, 1993

DIGEST

Agency denied an employee's claim that her adult daughter was mentally incapable of self-support at the time of her transfer to a new duty station in 1990, and thus should be considered a member of her immediate family under 41 C.F.R. § 302-1.4(f) (1993), entitling the employee to certain additional transportation, travel, and relocation expenses. While the employee's daughter suffered from post-traumatic stress syndrome in 1983 and for a substantial period thereafter, the employee has not presented sufficient evidence in her daughter's medical records to show that her daughter was mentally incapable of self-support in 1990, some 7 years after a 1983 car accident. Agency's denial of employee's claim is sustained.

DECISION

A federal government agency ("Agency") has asked our Office whether the claimant, an Agency employee, has submitted sufficient evidence in her daughter's medical records that the employee's adult daughter was mentally incapable of self-support at the time of the claimant's transfer, and thus would be considered a member of the employee's immediate family for purposes of the Federal Travel Regulation (FTR), 41 C.F.R. § 302-1.4(f) (1993), entitling the employee to certain additional transportation, travel, and relocation expenses. We concur with the agency that the employee has not submitted sufficient evidence in her daughter's medical records to show that her adult daughter was mentally incapable of self-support at the time of her transfer.

The Agency transferred the employee in the interest of the government on March 25, 1990. The employee claims that her daughter, who was over 21 years old at the time the employee reported for duty at her new duty station, was mentally incapable of self-support at that time.

The record in this matter shows that the employee's daughter was involved in a tragic automobile accident in 1983 in

Accordingly, we sustain the agency's denial of the employee's claim.

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General Counsel