

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: 97-02834

COUNSEL: None

HEARING DESIRED: No **AUG 14 1998**

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APPLICANT REQUESTS THAT:

1. The Officer Selection Brief (OSB) reviewed by the Calendar Year 1997C (CY97C) Central Major Board reflect a Duty Air Force Specialty Code (DAFSC) and duty title of "K12A3D/Chief, Navigator Training, Instructor Navigator," rather than "12A3D/Navigator."
2. His corrected record be considered for promotion to the grade of major by Special Selection Board (SSB) for the CY97C board.

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APPLICANT CONTENDS THAT:

He noticed that the DAFSC and duty title on the Officer Preselection Brief (OPB) were incorrect. He attempted to change his records and the unit orderly room stated that the changes were completed and in effect. However, he subsequently found out that they were not.

He provides statements from his operations officer and first sergeant indicating that the changes were input in May 1997 but the system did not update. Also provided is a copy of a "PC-III Request," and an AF Form 2096, dated 12 November 1997, which requests a DAFSC of "12A3D" and duty title of "Chief, Navigator Training, Instructor Navigator," effective 15 April 1997.

Applicant's complete submission is attached at Exhibit A.

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STATEMENT OF FACTS:

Applicant was considered but not selected for promotion to the grade of major by the CY97C board, which convened on 16 June 1997. The most recent (12 Feb 97) DAFSC and duty title reflected on the OSB reviewed by this board was "12A3D/Navigator."

The personnel data system currently reflects a 15 April 1997 DAFSC and duty title of "12A3D/Chief, Navigator Training, Instructor Navigator."

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AIR FORCE EVALUATION:

The Chief, Reports & Queries Team, HQ AFPC/DPAIS1, reviewed the appeal and requested a valid source document for the requested change. On 13 November 1997, they received a faxed copy of an AF Form 2096 which awarded the duty title of "Chief, Navigator Training, Instructor Navigator," and DAFSC of "12A3D" effective 15 April 1997. This created a new duty entry that has been updated by the applicant's military personnel flight (MPF). The author concurs.

A copy of the complete Air Force evaluation is attached at Exhibit C.

The Chief, BCMR & SSB Section, HQ AFPC/DPPPA, also evaluated this case and states that applicant failed to provide any convincing documentation, such as a print-out extracted from PC-III with a corresponding date to substantiate the update had successfully consummated in the system. The official source document, AF Form 2096, from which the update was finally made at HQ AFPC was dated 13 November 1997, some five months after the board convened. Applicant received detailed instructions for review of OPBs and associated records. Officers will not be considered by SSB if, in exercising reasonable diligence, the officer should have discovered an error or omission in his records and could have taken timely corrective action. The author finds no record that the applicant wrote a letter to the board president about the duty title on his OSB, nor has the applicant provided evidence of his attempts to follow up on the status of the update of his duty information prior to the board convening. The author does not believe the applicant exercised reasonable diligence. Further, there is no clear evidence that the absence of the correct duty title on the OSB negatively impacted his promotion opportunity. The author strongly recommends denying SSB consideration on this issue.

A copy of the complete Air Force evaluation is attached at Exhibit D.

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APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

Applicant reviewed the evaluations and states that the only source document he has is an internal document showing that the inputs were made. Once assured by his commander's support staff that the change had been successfully entered, he did not believe he needed to pursue the issue further. Later, he found that the update was rejected by PC-III and the mistake was corrected on 13 November 1997. He took timely and appropriate action to correct the error. He adds that his personal counseling session on 5 September 1997 was conducted over speakerphone with the Chief of the Appeals and SSB Branch, AFPC/DPPPA. His operations officer was present. At that time, the Chief explained that she

felt the [duty title] error was a major factor in his non-selection and could be construed as a demotion. She advised him to appeal for an SSB immediately. All of her comments are in direct contrast to the official reply from AFPC/DPPPA. There is no doubt he exercised reasonable diligence to correct this error, that the error was a major factor in his non-selection, and that he should be given SSB consideration.

Applicant's complete response is attached at Exhibit F.

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THE BOARD CONCLUDES THAT:

1. The applicant has exhausted all remedies provided by existing law or regulations.
2. The application was timely filed.
3. Sufficient relevant evidence has been presented to demonstrate the existence of probable error or injustice. After reviewing the available evidence and applicant's submission, we conclude that the relevant OSB should be amended and he should be given consideration by SSB for the CY97C board. We are persuaded that the applicant did exercise reasonable diligence in maintaining the accuracy of his records. However, while he has indicated that the 12 February 1997 "Navigator" entry was in error, he provided insufficient evidence to support this contention. In this regard, we note that the AF Form 2096 indicates the change in his duty title did not become effective until 15 April 1997. The AF Form 2096 also reflects a DAFSC of "12A3D," not "K12A3D" as requested by the applicant. Further, AFPC/DPAIS1 concurred with the correction as indicated on the AF Form 2096. Therefore, we recommend the contested OSB be amended to include an additional duty history entry of "12A3D/Chief, Navigator Training, Instructor Navigator," effective 15 April 1997. While we cannot state with certainty that the error in his duty history was the sole cause for his nonselection, we believe the possibility exists that it may have prevented his receiving full and fair consideration by the selection board. As a result, we further recommend he be given consideration by SSB for the CY97C board.

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THE BOARD RECOMMENDS THAT:

The pertinent military records of the Department of the Air Force relating to APPLICANT, to include an Officer Selection Brief reflecting a Duty Air Force Specialty Code of "12A3D" and a duty title of "Chief, Navigator Training, Instructor Navigator," effective 15 April 1997, be considered for promotion to the grade of major by a Special Selection Board for the Calendar Year 1997C Central Major Board.

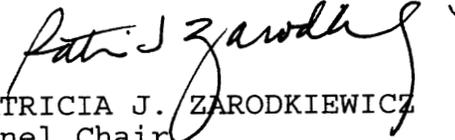
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The following members of the Board considered this application in Executive Session on 14 July 1998, under the provisions of AFI 36-2603:

Ms. Patricia J. Zarodkiewicz, Panel Chair  
Mr. Loren S. Perlstein, Member  
Mr. Dana J. Gilmour, Member

All members voted to correct the records, as recommended. The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 22 Sep 97, w/atchs.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, HQ AFPC/DPAIS1, dated 17 Nov 97.
- Exhibit D. Letter, HQ AFPC/DPPPA, dated 15 Dec 97.
- Exhibit E. Letter, AFBCMR, dated 12 Jan 98.
- Exhibit F. Letter, Applicant, 1 Feb 98.

  
PATRICIA J. ZARODKIEWICZ  
Panel Chair



DEPARTMENT OF THE AIR FORCE  
WASHINGTON, DC

Office of the Assistant Secretary

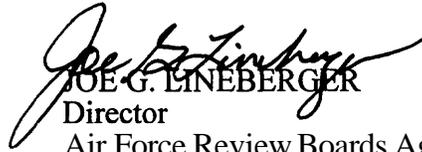
AUG 14 1998

AFBCMR 97-02834

MEMORANDUM FOR THE CHIEF OF STAFF

Having received and considered the recommendation of the Air Force Board for Correction of Military Records and under the authority of Section 1552, Title 10, United States Code (70A Stat 116), it is directed that:

The pertinent military records of the Department of the Air Force relating to [REDACTED] to include an Officer Selection Brief reflecting a Duty Air Force Specialty Code of "12A3D" and a duty title of "Chief, Navigator Training, Instructor Navigator," effective 15 April 1997, be considered for promotion to the grade of major by a Special Selection Board for the Calendar Year 1997C Central Major Board.

  
JOE G. LINEBERGER  
Director  
Air Force Review Boards Agency