

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

SSAN:

CKET [REDACTED] 93-

110.00
AUG 17 1993

Applicant requests that his discharge be upgraded to General. Applicant's submission is at Exhibit A.

Applicant's military personnel records were destroyed by fire in 1973. Therefore, the facts surrounding his separation from the Air Force cannot be verified.

After careful consideration of applicant's request and the available evidence of record, we find the application untimely. Applicant did not file this request within three years after the alleged error or injustice was discovered, or reasonably could have been discovered, as required by 10, U.S.C. 1552 and Air Force Regulation 31-3. Applicant has not shown a plausible reason for the delay in filing, and we are not persuaded that the record raises issues of error or injustice which require resolution on the merits. Thus, we cannot conclude it would be in the interest of justice to excuse applicant's failure to file in a timely manner.

Accordingly, applicant's request is denied as untimely.

The Board staff is directed to inform applicant of this decision. Applicant should also be informed that this decision is final and will only be reconsidered upon the presentation of new relevant evidence which was not reasonably available at the time the application was filed.

Members of the Board [REDACTED] and [REDACTED] considered this application in accordance with the provisions of Air Force Regulation 31-3, and the governing statute, 10, U.S.C. 1552.

[REDACTED]
Panel Chairman

Exhibits:

A. Applicant's DD Form 149