

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF: [REDACTED]

SSAN: [REDACTED]

DOCKET NO: 93-01582

110.00
20 SEP 1993

Applicant requests that **his** discharge be changed to Honorable conditions. Applicant's submission is at Exhibit A.

The appropriate Air Force offices evaluated applicant's request and provided an advisory opinions to the Board recommending the application be denied (Exhibit C). The advisory opinions were forwarded to the counsel for review and response (Exhibit D). As of this date, no response has been received by this office.

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
- B. Available Master Personnel Records
- C. Advisory Opinions
- D. AFBCMR Ltr Forwarding Advisory Opinions