RECORD OF PROCEEDINGS

AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF: DOCKET NUMBER: BC-2009-01850

XXXXXXXXX COUNSEL: NONE

HEARING DESIRED: NO

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APPLICANT REQUESTS THAT:

His DD Form 214, *Separation or Release from Active Duty*, be corrected to reflect that he was awarded the Air Force Small Arms Expert Ribbon (AFSAER), and his personnel file be updated to reflect the same.

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APPLICANT CONTENDS THAT:

During basic training, he qualified for and was awarded the AFSAER by shooting expert.

The applicant’s complete submission is at Exhibit A.

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STATEMENT OF FACTS:

Applicant enlisted in the Regular Air Force as an airman basic on 5 Dec 79 for a period of four years.

On 23 Sep 83, he was honorably discharged under the provisions of AFR 39-10 (strength reduction – first-term airman involuntary) from the Air Force and was credited with 3 years, 9 months, and 23 days of active service.

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AIR FORCE EVALUATION:

AFPC/DPSIDR recommends denial, indicating the AFSAEMR is awarded to members who, after 1 Jan 63, qualify as “expert” in small-arms marksmanship with either the M-16 rifle or issue handgun. A thorough review of the applicant’s personnel record reveals no documentation of his assertions, nor does he provide any documentation to substantiate his claim.

A complete copy of the DPSIDR evaluation is at Exhibit C.

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APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 20 Jul 09 for review and comment within 30 days. As of this date, no response has been received by this office (Exhibit D).

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1.  The applicant has exhausted all remedies provided by existing law or regulations.

2.  The application was not timely filed; however, it is in the interest of justice to excuse the failure to timely file.

3.  Insufficient relevant evidence has been presented to demonstrate the existence of an error or injustice warranting a change to the applicant’s record to indicate award of the AFSAER. We took notice of the applicant's complete submission in judging the merits of the case; however, we agree with the opinion and recommendation of the Air Force office of primary responsibility and adopt its rationale as the basis for our conclusion that the applicant has not been the victim of an error or injustice. Other than his own assertions, the applicant has provided no evidence which would lead us to believe he earned entitlement to the AFSAER. Therefore, in the absence of evidence to the contrary, we find no compelling basis to recommend granting the relief sought in this application.

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THE BOARD DETERMINES THAT:

The applicant be notified that the evidence presented did not demonstrate the existence of material error or injustice; that the application was denied without a personal appearance; and that the application will only be reconsidered upon the submission of newly discovered relevant evidence not considered with this application.

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The following members of the Board considered AFBCMR Docket Number BC-2009-01850 in Executive Session on 17 Sep 09, under the provisions of AFI 36-2603:

The following documentary evidence for AFBCMR Docket Number BC-2009-01850 was considered:

Exhibit A. DD Form 149, dated 11 May 09.

Exhibit B. Applicant's Master Personnel Records.

Exhibit C. Letter, AFPC/DPSIDR, dated 9 Jul 09.

Exhibit D. Letter, SAF/MRBR, dated 20 Jul 09.