

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2017-03561

XXXX

COUNSEL:

HEARING REQUESTED: NO

APPLICANT'S REQUEST

His DD Form 214, *Certificate of Release or Discharge from Active Duty*, dated XX Aug 02, be corrected to reflect medals awarded post service in support of Operation ENDURING FREEDOM.

- a. Global War on Terrorism Expeditionary Medal.
- b. Global War on Terrorism Service Medal (**administratively corrected**).
- c. Air Force Expeditionary Medal with Gold Border.
- d. Afghanistan Campaign Medal with two Bronze Stars.

APPLICANT'S CONTENTIONS

Awards were not authorized until after his separation from service.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an honorably discharged Air Force staff sergeant (E-5). His DD Form 214, dated xx Aug 02, credits him with eight years, four months, and nine days of active service and no Foreign Service credit.

For more information, see the excerpt of the applicant's record at Exhibit B and the advisory at Exhibit C.

APPLICABLE AUTHORITY/GUIDANCE

According to Air Force Manual (AFMAN) 36-2806, *Awards and Memorialization Program*,

The Afghanistan Campaign Medal. The medal was established by PL 108-234, dated 28 May 04 and EO 13363, dated 29 Nov 04, to recognize service members who serve or have served in the country of Afghanistan in support of the War on Terrorism operations.

The Global War on Terrorism Expeditionary Medal. The medal was established by EO 13289, 12

Mar 03, to recognize members of the US Armed Forces who deployed abroad for service in the War on Terrorism operations on or after 11 Sep, 01 to a date to be determined. Eligibility: Members must have been permanently assigned, attached, or detailed to a unit that participated,

on or after 11 Sep 01, in a designated Global War on Terrorism Expeditionary Medal operation in the specified area of eligibility for that operation for 30 consecutive or 60 nonconsecutive days.

Under no condition will personnel or units receive the Afghanistan Campaign Medal, Iraq Campaign Medal, Armed Forces Expeditionary Medal, or the Global War on Terrorism Expeditionary Medal for the same action, time, or period of service.

The Air Force Expeditionary Service Ribbon (with Gold Border). The ribbon with a gold border is awarded to members who met the criteria for the Air Force Expeditionary Service Ribbon (Basic) and were engaged in conducting or supporting combat operations in a combat zone. A combat zone is defined as a geographic area designated by the President via an executive order, or a qualified hazardous duty area in which a member is receiving imminent danger or hostile fire pay.

AIR FORCE EVALUATION

AFPC/DP3SP recommends denying the application. After a thorough review of the applicant's limited official military personnel record, they were able to provide partial administrative relief and verify the award of the Global War on Terrorism Service Medal. However, due to insufficient documentation, they are unable to verify that the applicant meets the established criteria for the award of the Global War on Terrorism Expeditionary Medal, the Air Force Expeditionary Service Medal with Gold Border, and the Afghanistan Campaign Medal with two Bronze Service Stars. Correspondence was sent to the applicant requesting additional documentation on 12 Nov 20, unfortunately as of this date no response has been received.

The complete advisory opinion is at Exhibit C.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION

The Board sent a copy of the advisory opinion to the applicant on 27 Jan 22 for comment (Exhibit D), but has received no response.

FINDINGS AND CONCLUSION

1. The application was not timely filed.
2. The applicant exhausted all available non-judicial relief before applying to the Board.
3. After reviewing all Exhibits, the Board concludes the applicant is not the victim of an error or injustice. The Board concurs with the rationale and recommendation of AFPC/DP3SP and finds a preponderance of the evidence does not substantiate the applicant's contentions. The Board also notes the applicant did not file the application within three years of discovering the alleged error or injustice, as required by Section 1552 of Title 10, United States Code, and Air Force Instruction 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*. The Board does not find it in the interest of justice to waive the three-year filing requirement. Therefore, the Board finds the application untimely and recommends against correcting the applicant's records.

RECOMMENDATION

The Board recommends informing the applicant the application was not timely filed; it would not be in the interest of justice to excuse the delay; and the Board will reconsider the application only upon receipt of relevant evidence not already presented.

CERTIFICATION

The following quorum of the Board, as defined in Air Force Instruction (AFI) 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*, paragraph 1.5, considered Docket Number BC-2017-03561 in Executive Session on 6 Apr 22:

, Chair, AFBCMR
, Panel Member
, Panel Member

All members voted against correcting the record. The panel considered the following:

Exhibit A: Application, DD Form 149, postmarked 26 Jul 17.
Exhibit B: Documentary evidence, including relevant excerpts from official records.
Exhibit C: Advisory Opinion, AFPC/DP3SP, dated 25 Sep 21.
Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 27 Jan 22.

Taken together with all Exhibits, this document constitutes the true and complete Record of Proceedings, as required by AFI 36-2603, paragraph 4.11.9.

X

Board Operations Manager, AFBCMR