

ADDENDUM TO RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2013-02506

XXXXXXXXXXXXXX

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

The Board reconsider his request to correct his DD Form 214, *Armed Forces of the United States Report of Transfer or Discharge*, to reflect award of the Bronze Star Medal (BSM).

RESUME OF THE CASE

The applicant is an honorably discharged Air Force staff sergeant (E-5).

On 27 Feb 14, the Board considered and denied his request to correct his DD Form 214 to reflect award of the BSM finding the applicant had provided insufficient evidence of an error or injustice to justify relief.

For an accounting of the applicant's original request and the rationale of the earlier decision, see the Record of Proceedings at Exhibit E.

On 6 Jul 21, the applicant requested reconsideration of his request to correct his DD Form 214 to reflect award of the BSM. He again contends he was discharged from the Air Force on 28 Feb 69 and in Apr – May 69, he received a letter stating he was to be awarded the BSM. He was informed he could travel to Colorado Springs, Colorado to the Air Force Academy to be awarded the medal in a ceremony or he could have it mailed to him. He had just started a new job and had no money to travel from his location to Colorado. He also did not have a uniform that fit, so he just had it sent to him. He received the medal and the commendation. He assumed it was entered into his records but discovered some years later that it was not. He tried previously to have the BSM added to his DD Form 214 but has been unsuccessful. While going through his late mother's pictures, he found the newspaper article from the XXXXXXXX. This is the new evidence that he was awarded the BSM. In support of his reconsideration request, the applicant submitted the following new evidence: newspaper clipping citing his award of the BSM.

The applicant's complete submission is at Exhibit F.

STATEMENT OF FACTS

Undated article from XXXXXXXXX provided by the applicant, recounts award of the BSM to the applicant, for the period 24 Nov 67 – 18 Oct 68.

On 1 Jul 14, according to HQ AFPC/DPSIDR letter to applicant, award of the BSM to the applicant could not be verified.

For more information, see the excerpt of the applicant's record at Exhibit G.

APPLICABLE AUTHORITY/GUIDANCE

Air Force Manual 36-2806, *Awards and Memorialization Program*:

A2.9. BRONZE STAR MEDAL (BSM).

A2.9.1. The medal was established by EO 9419, 4 February 1944, which was superseded by EO 11046, 24 August 1962, amended by 10 USC § 1133, further amended by PL 111-383 section 571. The medal is awarded to any person who, while serving in or with the Air Force after 6 December 1941, has distinguished himself or herself by heroism (valor), meritorious achievement or service, not involving participation in aerial flight:

A2.9.1.1. While engaged in an action against an enemy of the U.S.;

A2.9.1.2. While engaged in military operations involving conflict with an opposing foreign force; or

A2.9.1.3. While serving with friendly foreign forces engaged in an armed conflict against an opposing armed force in which the U.S. is not a belligerent party.

A2.9.2. The medal may be awarded with the “V” device for valor in combat to a lesser degree than required for award of the Silver Star. The medal may also be awarded for meritorious achievement or service during armed conflict that is of a lesser degree than that required for award of the Legion of Merit.

FINDINGS AND CONCLUSION

1. The application was timely filed.
2. The applicant exhausted all available non-judicial relief before applying to the Board.
3. After reviewing all Exhibits, the Board remains unconvinced the evidence presented demonstrates an error or injustice. While the new evidence provided by the applicant refers to award of the BSM, it is not recognized as an official document, and as such, is insufficient evidence to support his request for relief. Therefore, the Board recommends against correcting the applicant’s records.

RECOMMENDATION

The Board recommends informing the applicant the evidence did not demonstrate material error or injustice, 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-2013-02506 in Executive Session on 28 Mar 23:

, Panel Chair
, Panel Member
, Panel Member

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

Exhibit E: Record of Proceedings, dated 27 Feb 14.

Exhibit F: Application, DD Form 149, w/atchs, dated 6 Jul 21.

Exhibit G: Documentary evidence, including relevant excerpts from official records.

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.

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Board Operations Manager, AFBCMR