

## **RECORD OF PROCEEDINGS**

**IN THE MATTER OF:**

**DOCKET NUMBER:** BC-2020-00005

XXXXXXXXXXXXXXXXXX

**COUNSEL:** NONE

**HEARING REQUESTED:** NO

### **APPLICANT'S REQUEST**

Correct his DD Form 214, *Certificate of Release or Discharge from Active Duty*, to reflect award of the Air Force Special Duty Ribbon with one oak leaf cluster.

### **APPLICANT'S CONTENTIONS**

Air Force Manual (AFMAN) 36-2806, *Awards and Memorialization Program*, no longer states it will not be awarded retroactively and he meets the eligibility criteria in paragraphs A14.28.1 and A14.28.1.2.. He served a tour from Oct 88 – Oct 92 as a Military Training Leader and from Nov 92 – Feb 97 as a T-prefix instructor at the Security Police Academy.

The applicant's complete submission is at Exhibit A.

### **STATEMENT OF FACTS**

The applicant is a retired Air Force master sergeant (E-7).

For the period 2 Aug 88 – 16 Nov 89, according to AF Form 910, *TSgt, SSgt, Sgt Performance Report*, provided by the applicant, he was assigned to Duty Air Force Specialty Code (DAFSC) 99600, Student Training Advisor.

For the period 17 Nov 89 – 1 Nov 90, according to AF Form 910, *Enlisted Performance Report (AB thru TSgt)*, provided by the applicant, he was assigned to DAFSC 99600, Student Training Advisor.

For the period 2 Nov 90 – 6 Sep 91, according to AF Form 910, provided by the applicant, he was assigned to DAFSC 99600, Student Training Advisor.

For the period 7 Sep 91 – 6 Sep 92, according to AF Form 910, provided by the applicant, he was assigned to DAFSC 99600, Military Training Manager.

For the period 7 Sep 92 – 6 Sep 93, according to AF Form 910, provided by the applicant, he was assigned to DAFSC T81150, Technical Instructor.

For the period 7 Sep 93 – 6 Sep 94, according to AF Form 910, provided by the applicant, he was assigned to DAFSC T3P051, Training Instructor.

For the period 7 Sep 94 – 6 Sep 95, according to AF Form 910, provided by the applicant, he was assigned to DAFSC T3P071, Training Instructor.

For the period 7 Sep 95 – 6 Sep 96, according to AF Form 910, provided by the applicant, he was assigned to DAFSC T3P071, Training Instructor.

On 31 Oct 02, the applicant was furnished an honorable discharge, with Narrative Reason for Separation: Sufficient Service for Retirement, Primary Specialty: T3P071 – Formal Training Instructor, Security Forces Craftsman, 9 years, 10 months; 8B100, Military Training Leader, 4 years, 1 month, and credited with 20 years, 2 months, 29 days active service.

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

## **AIR FORCE EVALUATION**

AFPC/DP3SP recommends denying the application. Based on the documentation presented and review of the official record, there is no error/injustice as the applicant does not meet the established criteria for award of the Air Force Special Duty Ribbon with one oak leaf cluster.

In accordance with AFMAN 36-2806, 10 Jun 19:

A14.28. *Air Force Special Duty Ribbon.* The ribbon was established by SECAF on 4 September 2014 to acknowledge the extraordinary commitment and dedication of present and future Airmen who serve in developmental special duties. These Airmen experienced personal sacrifices well above their peers in other special duties and their direction was critical to molding and sustaining our future force.

### *A14.28.1. Eligibility.*

A14.28.1.1. The ribbon is authorized for members who are awarded a developmental special duty Air Force specialty code or a special duty identifier, and successfully completed a special duty assignment (includes consecutive assignments).

A14.28.1.2. Qualifying special duty assignments are: T –prefix (Training Instructor in core AFSC (officer and enlisted)), 80C0 (Commander, Cadet Squadron, U.S. Air Force Academy), 81C0 (Training Commander, Officer Training School), 81T0 (Instructor), 82A0 (Academic Program Manager), 8A100 (Career Assistance Advisor), 8B000 (Military Training Instructor), 8B100 (Military Training Leader), 8B200 (U.S. Air Force Academy Military Training), 8C000 (Airman and Family Readiness Center NCO), 8F000 (First Sergeant), 85G and 8G000 (Honor Guard), 83R and 8R000 (Recruiter), and 8T000 (Professional Military Education Instructor).

A14.28.1.3. Under no condition will a member be awarded an Air Force Special Duty Ribbon and an Air Force Recruiting Ribbon or Air Force Basic Military Training Instructor Ribbon for the same special duty assignment. (T-1).

A14.28.1.4. *Members of the Other Military Services.* The ribbon may be awarded to members of the other Military Services after successful completion of a qualifying developmental special duty assignment while assigned or attached to an Air Force unit.

A14.28.2. *Submitting a Recommendation.* Nominations are submitted on the AF Form 104 and verified by the commander, to the servicing manpower and personnel flight.

A14.28.3. *Waivers.* Commanders may grant waivers to the tour length requirement if an individual cannot complete the tour for a valid reason.

A14.28.4. *Revocation.* Commanders may withdraw authorization for those members who are eliminated from the special duty assignment for disciplinary reasons. (T-3).

A14.28.5. *Order of Precedence.* The Air Force Special Duty Ribbon is worn immediately following the Air Force Longevity Service Award.

A14.28.6. *Award Category.* Service Medal (individual service award).

A14.28.7. *Subsequent Awards.* An oak leaf cluster is awarded for successful completion of additional or consecutive special duty assignments.

A14.28.8. *Authorized Device.* Oak Leaf Cluster.

The applicant's active duty service was from 2 Aug 82 – 31 Oct 02, which was prior to the award establishment date.

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 22 Dec 22 for comment (Exhibit D) but has received no response.

## **FINDINGS AND CONCLUSION**

1. The application was not timely filed. 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 Department of the Air Force Instruction 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*. While the applicant asserts a date of discovery within the three-year limit, the Board does not find the assertion supported by a preponderance of the evidence and does not find it in the interest of justice to waive the three-year filing requirement.

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 applicant does not meet the eligibility criteria in accordance with AFMAN 36-2806 as his service was prior to the 4 Sep 14 establishment of the Air Force Special Duty Ribbon to recognize "...present and future Airmen who serve in developmental special duties." Therefore, the Board 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 Department of the Air Force Instruction (DAFI) 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*, paragraph 2.1, considered Docket Number BC-2020-00005 in Executive Session on 31 Aug 23:

, Panel Chair  
, Panel Member  
, Panel Member

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

Exhibit A: Application, DD Form 149, w/atchs, dated 7 Oct 19.

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

Exhibit C: Advisory Opinion, AFPC/DP3SP, dated 15 Dec 22.

Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 22 Dec 22.

Taken together with all Exhibits, this document constitutes the true and complete Record of Proceedings, as required by DAFI 36-2603, paragraph 4.12.9.

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Board Operations Manager, AFBCMR