



UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2024-03599

Work-Product

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

He be approved to transfer his Post-9/11 GI Bill benefit to his dependents.

APPLICANT'S CONTENTIONS

He applied for transfer of education benefits (TEB) to his dependents. Apparently, while he was out on a 12-month recovery from his injury an email was sent to his military email account regarding his TEB that he never received. He did not realize his request for TEB was denied until his daughter registered for college in 2023.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is a retired Air Force captain (O-3).

On 27 Feb 10, the applicant signed the Post-9/11 GI Bill Transfer of Educational Benefits Statement of Understanding.

On 30 Nov 11, the applicant was discharged from active duty. He was credited with 3 years and 16 days of active duty service for the period.

On 1 Dec 11, the applicant was retired in the grade of O-3 for reason of physical disability with a compensable disability percentage of 50 percent.

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

AIR FORCE EVALUATION

ARPC/DPAT recommends granting the request. In accordance with DoDI 1341.13, *Post-9/11 GI Bill*, the applicant should be considered to have completed his TEB related service agreement upon discharge for an unfitting medical condition incurred or aggravated in the line of duty. Therefore, ARPC/DPAT recommends approval as the rejection of the applicant's TEB request was inconsistent with regulation. The applicant was medically retired on 30 Nov 11, with a separation code of "SFJ" indicating permanent disability retirement.

The complete advisory opinion is at Exhibit C.

Controlled by: SAF/MRB

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Limited Dissemination Control: N/A

POC: SAF.MRBC.Workflow@us.af.mil

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APPLICANT'S REVIEW OF AIR FORCE EVALUATION

The Board sent a copy of the advisory opinion to the applicant on 9 Dec 24 for comment (Exhibit D) but has received no response.

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 concludes the applicant is the victim of an error or injustice. The Board concurs with the rationale and recommendation of ARPC/DPAT and finds a preponderance of the evidence substantiates the applicant's contentions. The applicant should have been considered to have completed his TEB service agreement upon his retirement for physical disability in accordance with DoDI 1341.13. Accordingly, the rejection of his TEB request was in error and resulted in an injustice. Therefore, the Board recommends correcting the applicant's records as indicated below.

RECOMMENDATION

The pertinent military records of the Department of the Air Force relating to APPLICANT be corrected to show:

- a. On 20 Feb 10, he elected to transfer his Post-9/11 GI Bill Education Benefits to his eligible dependents and his request was approved.
- b. His record in the Benefits for Education Administrative Services Tool (BEAST) be updated to reflect the approval of his TEB request on 20 Feb 10.

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-2024-03599 in Executive Session on 30 May 25:

Work-Product Panel Chair
Work-Product Panel Member
Work-Product Panel Member

All members voted to correct the record. The panel considered the following:

- Exhibit A: Application, DD Form 149, w/atchs, dated 11 Oct 24.
Exhibit B: Documentary evidence, including relevant excerpts from official records.
Exhibit C: Advisory opinion, ARPC/DPAT, w/atchs, dated 2 Dec 24
Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 9 Dec 24.

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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.

6/9/2025

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Board Operations Manager, AFBCMR
Signed by: USAF

AFBCMR Docket Number BC-2024-03599

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