



Work-Product

# UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

## RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2019-02142

Work-Product

COUNSEL: NONE

HEARING REQUESTED: NO

### APPLICANT'S REQUEST

1. His records be corrected to show he served in Work-Product Work... during the Work-Product War.
2. He be awarded the Republic of Work-Product Campaign Medal (RVCM) and the Work-Product Service Medal (VSM).

### APPLICANT'S CONTENTIONS

He provides temporary duty (TDY) orders sending him to Takhli AB, Work-Product. His records should include award of the RVCM and VSM for his Work-Product Work... service during Work-Product.

The applicant's complete submission is at Exhibit A.

### STATEMENT OF FACTS

The applicant is a former Air Force airman first class (E-4).

Per the Permanent Change of Station (PCS) Order-Military, Special Order dated 18 Aug 64, the applicant was placed on assignment to Camp Drake, Japan. His AF Form 7, *Airman Military Record*, also reflects he was assigned to Camp Drake, Japan from Nov 64 to Jul 66.

The applicant provides TDY Order, Special Order dated 11 May 65 for TDY to Work-Product Work-PrWork-Product with proceed on or about date of 13 May 65 for 90 days.

The applicant's Airman Performance Report (APR) for the reporting period 27 Aug 65 to 4 Apr 66 states, "While in a TDY status to Work-Product, he was cited for his outstanding job knowledge and performance of duties. Through diligence and hard work, he helped his section in Work-Product."

Per his DD Form 214, *Armed Forces of the United States Report of Transfer or Discharge*, he was released from active duty on 6 Jul 66 and transferred to the Air Force Reserve. He was credited with 1 year, 9 months and 5 days of foreign service.

In a memorandum dated 19 May 21, the Air Force Personnel Center (AFPC) Recognition Team informed the applicant they were unable to verify award of the VSM and RVCM as the documents provided did not support verification of his request. He was asked to provide any additional source documents such as paid travel vouchers or evaluation reports within 30 days. The applicant was informed his request would be referred back to the AFBCMR should he not provide documents within 30 days of the date of the letter.

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In a memorandum dated 26 Sep 23, following a review of the applicant's performance report the AFPC Directorate of Assignments verified while the applicant was assigned to Japan, he performed TDY in [Work-Product] sometime between 27 Aug 65 and 4 Apr 66. Since specific locations are not annotated on a member's DD Form 214, the applicant was informed to use the letter as proof of boots-on-ground for Japan and [Work-Product].

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

## APPLICABLE AUTHORITY/GUIDANCE

Title 10, United States Code, Section 1168: Discharge or release from active duty: limitation; DoDI 1336.01, *Certificate of Release or Discharge from Active Duty (DD Form 214/5 Series)*; AFI 36-3202, *Certificate of Release or Discharge from Active Duty (DD Form 214/5 Series)*; DD Form 214 Total Force Personnel Services Delivery Guide. The DD Form 214 is prepared in accordance with the aforementioned publications and is used to record qualifying active duty service. Foreign Service locations are not an authorized entry on the DD Form 214. Foreign Service is annotated in increments of years, months, and days.

The Air Force Personnel Center Directorate of Assignments (AFPC/DP3AM) is responsible for determining an Air Force member's Foreign Service. Since specific locations are not annotated on the DD Form 214, they will prepare a Boots-on-Ground letter if they are able to verify a member served at a specific foreign location. This letter may be used to validate overseas service.

Per DOD Instruction 1336.1, *Certificate of Release or Discharge from Active Duty (DD Form 214/5 Series)*, the DD Form 214 does not list TDY locations. According to AFI 36-2110, *Total Force Assignments*, "...use a combination of the following documents to verify completed TDY assignments: travel vouchers, PCS orders, decoration citations, enlisted or officer performance reports and records review Report on Individual Personnel."

DAFMAN 36-2806, *Military Awards: Criteria and Procedures*, includes criteria for award of the VSM and RVCM as follows:

The VSM is awarded to all service members of the armed forces who between 4 Jul 65 and 28 Mar 73 served 30 consecutive days in the following areas of [Work-Product] [Work-...]; [Work-Product] and the contiguous waters and airspace; [Work-Product], Laos or Cambodia; or the airspace thereof and the direct support of military operations in [Work-Product].

The RVCM is awarded to members of the armed forces of the United States who served for six months in South [Work-Product] during the period of 1 Mar 61 to 28 Mar 72. Served outside the geographic limits of South [Work-Product] and contributed direct combat support of the Republic of [Work-Product] Armed Forces for an aggregate of six months. Only members of the Armed Forces of the United States who meet the criteria for the Air Force Expeditionary Medal or the VSM during the period of service are considered to have contributed direct combat support to the Republic of [Work-Product] Armed Forces.

## AIR FORCE EVALUATION

AFPC/DP3AM (Directorate of Assignments) recommends denial. The applicant requests verification of foreign service time in [Work-Product]. They were able to verify foreign service time in Japan; however, were unable to verify foreign service time in [Work-Product].

The complete advisory opinion is at Exhibit D.

### APPLICANT'S REVIEW OF AIR FORCE EVALUATION

The Board sent a copy of the advisory opinion to the applicant on 20 Sep 23 for comment (Exhibit E) 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 notes AFPC/DP3AM on 1 Jun 23 recommended denial stating they were unable to verify foreign service time in *Work-Product*. However, upon review of the applicant's records, AFPC/DP3AM on 23 Sep 23 provided the applicant with a boots-on-ground letter as proof of his service in Japan and *Work-Product*. Since foreign service locations are not included on the DD Form 214, the applicant may use the AFPC/DP3AM memorandum dated 23 Sep 23 as proof of his foreign service in Japan and *Work-Product*. With respect to the request for award of the VSM and RVCM, the Board notes while AFPC/DP3AM confirmed the applicant served in *Work-Product* sometime between 27 Aug 65 and 4 Apr 66, there was insufficient evidence to show he served consecutively for 30 days for award of the VSM or six months for award of the RVCM. 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 Department of the Air Force Instruction (DAFI) 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. The Board does not find it in the interest of justice to waive the three-year filing requirement. Therefore, aside from the administrative correction for the boots-on-ground letter, 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 DAFI 36-2603, paragraph 2.1, considered Docket Number BC-2019-02142 in Executive Session on 19 Oct 23:

*Work-Product*, Panel Chair  
*Work-Product*, Panel Member  
*Work-Product*, Panel Member

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

- Exhibit A: Application, DD Form 149, w/atchs, dated 3 Apr 19.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Memorandum, AFPC/DP3SP, dated 19 May 21.

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Exhibit D: Advisory Opinion, AFPC/DP3AM, dated 1 Jun 23.

Exhibit E: Notification of Advisory, SAF/MRBC to Applicant, dated 20 Sep 23.

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.

10/25/2023

*Work-Product*

Board Operations Manager, AFBCMR

*Work-Product*

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