

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2020-00238

XXXXXXXXXXXXXX

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

She be provided a legible copy of her DD Form 214, *Certificate of Release or Discharge from Active Duty*.

APPLICANT'S CONTENTIONS

She requested a copy of her DD Form 214 from the National Personnel Records Center (NPRC). The DD Form 214 was illegible and the NPRC directed her to AFPC. In a letter dated 25 Oct 19, AFPC/DPIOR advised her to submit an application to the BCMR for a DD Form 214 to be re-accomplished.

The applicant's complete submission is at Exhibit A..

STATEMENT OF FACTS

The applicant is a former Air Force major (O-4).

The applicant's limited military human resources record (MHRR) does not include a DD Form 214. The applicant provided an illegible copy provided by the NPRC.

The respective AFPC offices of primary responsibility (OPR) reviewed the applicant's limited MHRR and issued Forms 6, *DD Form 214/215 Action Order*, for re-accomplishment of her DD Form 214 (Exhibits C through H). However, her home of record (HOR) and place of entry (POE) could not be verified since her MHRR does not include a DD Form 1966, *Record of Military Processing – Armed Forces of the United States*, AF Form 24, *Application for Appointment as Reserve of the Air Force or USAF without Component*, or AF Form 766, *Extended Active Duty (EAD) Order*.

On 10 May 21, the BCMR staff informed the applicant AFPC was attempting to recreate her DD Form 214 but was missing some critical information for verification of her HOR and POE. The applicant was requested to provide additional documentation, such as an EAD order. In response, the applicant provided ATC Form 1402, *Certification of Enrollment for Air Force Health Professions Scholarship Program*, dated 1 Dec 83 and ARPC Form 92, *Appointment Order*, Special Order **Work-Pro...** dated 13 Jan 84. The ARPC Form 92 shows her permanent address as XXXX and Remarks show she would be participating in the Health Professions Scholarship Program (HPSP) at the University of Missouri, Health Sciences Center Medical School, Columbia, MO. The provided illegible DD Form 214 appears to reflect XXXXX as her POE into active duty (Block 7a); however, block 7b, HOR, is not legible. The applicant did not provide a copy of the DD Form 1966, AF Form 24 or AF Form 766. The applicant's complete additional response is at Exhibit J.

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

APPLICABLE AUTHORITY

The Joint Travel Regulations (JTR), Appendix A, defines the HOR as the place recorded as the individual's home when appointed, commissioned, enlisted, inducted, or ordered into a tour of active duty. The JTR further states that a member may only change the HOR if a break in service exceeds one full day. Additionally, in instances of a bona fide error where the place originally named at the time of current entry into the service was not in fact the actual home, the correction must be fully justified and the home, as corrected, must be the member's actual home upon entering the service, and not a different place selected for the member's convenience.

State Residency:

According to the Air Force Personnel Center myPers website, state residency is the home for the purposes of taxes as a member moves throughout their military career. While the state residence may be updated at any time by completing a DD Form 2058, *State of Legal Residence Certificate*, at the Military Personnel Flight (MPF), the HOR remains unchanged unless there is a break in service of at least one day.

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 the victim of an error or injustice. Although the BCMR is not a records repository; the Board finds the applicant should be provided with a re-accomplished DD Form 214 to replace the illegible copy. The AFPC offices of primary responsibility (OPR) reviewed the applicant's records for possible administrative correction. However, they were unable to verify the applicant's HOR and POE and as a result were unable to re-accomplish her DD Form 214. In this respect, the Board does not find it in the interest of justice not to re-accomplish the DD Form 214 for this reason and find the ARPC Form 92 provided by the applicant to show her HOR is XXXXX and her POE is XXXXX sufficient to grant relief. Accordingly, the Board recommends the applicant be re-issued a DD Form 214 based on the BCMR Action Orders issued by APFC/DP3AM, DP2SSR, DP2LWD, DP3DW, DP2LT, and DP1SSP and her HOR of XXXXX and POE of XXXXX. 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. Her DD Form 214, *Certificate of Release or Discharge from Active Duty*, issued on 30 Aug 98 be re-accomplished.
- b. At the time of her entry on extended active duty in the Air Force on 15 Jun 87 her HOR was XXXXX and her POE was XXXXX.

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-2020-00238 in Executive Session on 29 Jun 21:

, Panel Chair
, Panel Member
, Panel Member

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

Exhibit A: Application, DD Form 149, w/atchs, dated 2 Nov 19.
Exhibit B: Documentary Evidence, including relevant excerpts from official records.
Exhibit C: AF Form 6, AFPC/DP3AM, dated 31 Aug 20.
Exhibit D: AF Form 6, AFPC/DP2SSR, dated 1 Sep 20.
Exhibit E: AF Form 6, AFPC/DP2LWD, dated 3 Sep 20.
Exhibit F: AF Form 6, AFPC/DP3DW, dated 15 Sep 20.
Exhibit G: AF Form 6, AFPC/DP2LT, dated 24 Sep 20.
Exhibit H: AF Form 6, AFPC/DP1SSP, dated 1 Dec 20.
Exhibit I: E-mail, SAF/MRBC, dated 11 May 21.
Exhibit J: Applicant's response, w/atch, undated.

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.