



Work-Product

UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2021-00561

Work-Product

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

His DD Form 214, *Certificate of Release or Discharge from Active Duty*, be corrected to reflect award of the Global War on Terrorism Service Medal.

APPLICANT'S CONTENTIONS

The Global War on Terrorism Service Medal was created by executive order 9 days prior to his discharge. He served on active duty for more than 30 consecutive days, supporting the Global War on Terrorism between the required dates of 11 Sep 01 to 30 Mar 04.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an honorably discharged Air Force Reserve second lieutenant (O-1).

On 9 Jun 02, according to DD Form 214, the applicant entered a period of active service and on 21 Apr 03, he was discharged and credited with 10 months and 13 days of active duty service. Item 13, *Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized*, reflects the Air Force Training Ribbon and National Defense Medal.

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

APPLICABLE AUTHORITY/GUIDANCE

Air Force Manual (AFMAN) 36-2806, *Awards and Memorialization Program*, Table A14.10. Global War on Terrorism Service Medal Approved Operations.

Operation	Operation Dates
Airport Security Operations	27 Sep 01 - 31 May 02
NOBLE EAGLE	11 Sep 01 - to be determined
ENDURING FREEDOM	11 Sep 01- to be determined
IRAQI FREEDOM	29 Mar 03 - 31 Aug 10
NEW DAWN	1 Sep 10 - 31 Dec 11
INHERENT RESOLVE	15 Jun 14 - to be determined
FREEDOM'S SENTINEL	1 Jan 15 - to be determined
ODYSSEY LIGHTING	1 Aug 16 - 17 Jan 17
PACIFIC EAGLE-PHILIPPINES	5 Oct 17 - to be determined

AFBCMR Docket Number BC-2021-00561

Work-Product

Work-Product

AIR FORCE EVALUATION

AFPC/DP3SP recommends denying the application. In accordance with AFMAN 36-2806, paragraph A14.11., the Global War on Terrorism Service Medal was established by Executive Order 13289, dated 12 Mar 03, to recognize the significant contributions of the members of the Armed Forces in support of designated War on Terrorism operations. The medal is awarded to members who participated in the War on Terrorism operations outside of the designated areas of eligibility for the Global War on Terrorism Expeditionary Medal, Afghanistan Campaign Medal, Iraq Campaign Medal, and Inherent Resolve Campaign Medal on or after 11 Sep 01 to a future date to be determined.

The applicant's official military personnel record or submission did not indicate he served in an authorized Global War on Terrorism operation. To grant relief would be contrary to the criteria established by AFMAN 36-2806.

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 5 Apr 23 for comment (Exhibit D) 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 concurs with the rationale and recommendation of AFPC/DP3SP and finds a preponderance of the evidence does not substantiate the applicant's contentions. 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, 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-2021-00561 in Executive Session on 19 Oct 23:

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

AFBCMR Docket Number BC-2021-00561

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

Exhibit A: Application, DD Form 149, w/atch, dated 11 Nov 20.

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

Exhibit C: Advisory Opinion, AFPC/DP3SP, dated 28 Dec 22.

Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 5 Apr 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.

12/7/2023

Work-Product