



**UNITED STATES AIR FORCE
BOARD FOR CORRECTION OF MILITARY RECORDS**

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2023-01105

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

Nineteen (19) days of leave be restored to his leave account.

APPLICANT'S CONTENTIONS

He was not able/allowed to take leave during most of the Fiscal Year 2022 (FY22). His unit has a policy, where it states "Generally, leave will not be granted to a crew member in training status or awaiting a qualification evaluation flight." He was in training status from 8 April 2022 to 13 October 2022. He tried to take leave but was denied by his squadron commander due to his status.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is a currently serving Air Force technical sergeant (E-6).

The applicant provided the following documentation:

The applicant's leave history shows on 11 July 2022, the applicant requested leave. On 21 July 2022 his request was denied. The Use/Lose balance reflects 19.0 days.

DFAS Form 702, *Defense Finance and Accounting Service Military Leave and Earnings Statement*, for the period 1 through 31 October 2022, reflects a leave lost balance of 19.0 days.

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

APPLICABLE AUTHORITY/GUIDANCE

IAW DAFI 36-3003, *Military Leave Program*, dated 23 February 2023

Special Leave Accrual (SLA) allows members in qualifying duties to accumulate leave in excess of 60 days. SLA should be a result of the member's inability to take leave or to reduce their leave balance to 60 days before the end of the fiscal year while being assigned to said duties. SLA shall not be used as a means to authorize the accumulation of leave in excess of 60 days that is a result of members' failure to properly manage their leave balance.

AFBCMR Docket Number BC-2023-01105

Controlled by: SAF/MRB

Limited Dissemination Control: N/A

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

Members not eligible for SLA can request recovery of days lost by submitting a DD Form 149, *Application for Correction of Military Records*, and must clearly establish that an error or injustice by the Air Force that caused their lost leave.

AIR FORCE EVALUATION

AFPC/DPMSSM recommends granting the application. The applicant was in training status from 8 April 2022 to 13 October 2022. While in training status leave was not authorized. The applicant tried to take leave while in training due to a family emergency and was denied. The applicant has an approval SLA memorandum from their commander.

Based on the documentation provided by the applicant and analysis of the facts, there is evidence of an error or injustice. The applicant has provided supporting documentation as well as commanders concurrence that they were not authorized to take during training. This resulted in the applicant being unable to reduce their leave balance. Although the DAFI provisions do not allow SLA under these circumstances, AFPC/DPMSSM believes that there is a preponderance of evidence that supports the members claim of injustice.

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 10 May 2023 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 AFPC/DPMSSM and finds a preponderance of the evidence substantiates the applicant's contentions. Therefore, the Board recommends correcting the applicant's records as indicated below.
4. The applicant has not shown a personal appearance, with or without counsel, would materially add to the Board's understanding of the issues involved.

RECOMMENDATION

The pertinent military records of the Department of the Air Force relating to APPLICANT be corrected to show nineteen (19) days of leave be restored through 30 September 2026.

[REDACTED]

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-2023-01105 in Executive Session on 11 July 2023:

[REDACTED], Panel Chair
[REDACTED], Panel Member
[REDACTED], Panel Member

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

- Exhibit A: Application, DD Form 149, w/atchs, dated 27 February 2023.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory opinion, AFPC/DPMSSM, dated 24 April 2023.
- Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 10 May 2023.

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.

3/31/2025

X [REDACTED]

Board Operations Manager, AFBCMR
Signed by: [REDACTED]