

## RECORD OF PROCEEDINGS

**IN THE MATTER OF:**

**DOCKET NUMBER:** BC-2021-03694

XXXXXXXXXX

**COUNSEL:** XXXX

**HEARING REQUESTED:** NO

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### APPLICANT'S REQUEST

He be provided Special Board (SB) consideration for a Position Vacancy (PV) promotion to lieutenant colonel (0-5) for the CY 21 Air Force Reserve Line and Nonline Lieutenant Colonel PV Promotion Selection Board (U0521A).

### APPLICANT'S CONTENTIONS

He met all the eligibility requirements for the CY21 USAFR Line and Nonline Lieutenant Colonel Position Vacancy (PV) Promotion Selection Board (U0512A) but his promotion recommendation (PRF) was not submitted due to an administrative error by his unit.

The applicant's complete submission is at Exhibit A.

### STATEMENT OF FACTS

The applicant is an Air Force Reserve major (0-4).

On 23 Apr 21, AF Form 709, *Promotion Recommendation*, provided by the applicant, was signed by his senior rater, and indicates that he was to be submitted for promotion consideration under the U0512A promotion selection board.

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

### AIR FORCE EVALUATION

ARPC/PB recommends approval of the applicant's request. The applicant was eligible to meet the CY21 USAFR Line and Nonline Lieutenant Colonel PV Promotion Selection Board and has provided a signed memorandum from his senior rater, stating that due to no fault of the applicant his PRF was not submitted in a timely manner. In addition, the applicant provided a letter from the FSS commander and group executive officer who both confirm that the error was administrative and was no fault of the applicant. Since the applicant was otherwise eligible to meet the CY21 promotion selection board and has provided a memorandum stating why his PRF was not submitted on time, his request for a special board should be approved.

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 17 Dec 21 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/PB and finds a preponderance of the evidence substantiates the applicant's contentions. 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 the APPLICANT be corrected to show that he be provided supplemental promotion consideration for the CY21 Air Force Reserve (AFR) Line and Nonline Lieutenant Colonel Promotion Vacancy (PV) Promotion Selection Board.

## **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-2021-03694 in Executive Session on 8 Feb 22:

- , 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 23 Nov 21.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory opinion, ARPC/PB, dated 16 Dec 21.
- Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 17 Dec 21.

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.

**X**