

## RECORD OF PROCEEDINGS

**IN THE MATTER OF:**

**DOCKET NUMBER:** BC-2022-00068

XXXXXXXXXX

**COUNSEL:** NONE

**HEARING REQUESTED:** NO

### APPLICANT'S REQUEST

She be credited with one (1) year of satisfactory service for her retirement/retention (R/R) year 07 Nov 08 to 05 Nov 09 in the Air National Guard (ANG).

### APPLICANT'S CONTENTIONS

On 06 Nov 06, the applicant completed a DD Form 4, *Enlistment/Reenlistment Document Armed Forces of the United States*, that was incorrectly dated 06 Nov 06, and should have been dated 07 Nov 06. As a result of this error, the applicant was not credited with a satisfactory year of service in 2009. The applicant notes her NGB 22, *Record of Separation and Record of Service*, credits her with ten (10) years of satisfactory years of service; however, her Point Credit Summary Inquiry (PCARS) reflects nine (9) years of satisfactory service for retirement and retention (R/R) year 07 Nov 08 to 05 Nov 09. The applicant is requesting the correction because the error is affecting a potential retirement date.

The applicant's complete submission is at Exhibit A.

### STATEMENT OF FACTS

The applicant is an Air National Guard staff sergeant (E-5).

On 07 Nov 99, according to DD Form 4, *Enlistment/Reenlistment Document Armed Forces of the United States*, the applicant enlisted in the Air National Guard for six (6) years. Based on her date of enlistment the applicant's expiration of term service (ETS) would have been 6 Nov 05.

On 06 Nov 06, according to DD Form 4, *Enlistment/Reenlistment Document Armed Forces of the United States*, the applicant reenlisted in the Air National Guard for three (3) years. Based on her date of reenlistment the applicant's (ETS) would have been 5 Nov 09.

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

### AIR FORCE EVALUATION

NGB/A1PP recommends granting the application. The applicant contends her DD Form 4 incorrectly reads 06 Nov 06, when it should read 07 Nov 06. She believes, the incorrectly dated DD Form 4 is preventing her from having a good R/R year for 07 Nov 08 through 05 Nov 09. The applicant's initial DD Form 4 was dated 07 Nov 99 for six (6) years resulting in her expiration of term service (ETS) reflected as 06 Nov 05. However, on 06 Nov 06, the applicant submitted a DD Form 4 to reenlist for three (3) years, making her ETS 05 Nov 09 and reflecting the same date of separation on her NGB Form 22. This resulted in the applicant finishing R/R year 07 Nov 08 to 05 Nov 09 with 11 months and 29 days (001129) of satisfactory service. Based on documentation provided by the applicant and analysis of the facts, there is evidence of an error or injustice. The applicant's record is missing a reenlistment or an extension to cover the period from 07 Nov 05 to 06 Nov 06. Due to this error, the applicant's DD Form 4 should be

corrected to reflect 07 Nov 05 for four (4) years making her ETS 06 Nov 09. This will cover the period from 07 Nov 05 to 06 Nov 06, and provide the applicant with the required points for a good R/R year from 07 Nov 08 to 06 Nov 09.

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 9 Mar 22 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 NGB/A1PP and finds a preponderance of the evidence substantiates the applicant's contentions. The Board notes the applicant's record is missing a reenlistment or an extension to cover the period from 07 Nov 05 to 06 Nov 06. This error prevented the applicant from obtaining the required points for a satisfactory year from 07 Nov 08 to 06 Nov 09. 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:

Her DD Form 4, *Enlistment/Reenlistment Document Armed Forces of the United States*, with reenlistment date of 6 November 2006 for a period of service of three (3) years be amended to reflect a reenlistment date of 7 November 2005 for a period of service of (4) years.

### **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-2022-00068 in Executive Session on 19 Apr 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 12 Jan 22.

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

Exhibit C: Advisory opinion, NGB/A1PP dated 9 Mar 22.

Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 14 Mar 22.

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.

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Board Operations Manager, AFBCMR