

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2022-00382

XXXXXXXXXX

COUNSEL: XXXXX

HEARING REQUESTED: NO

APPLICANT'S REQUEST

1. He receive constructive service credit (CSC) and his initial grade, at time of original appointment, of first lieutenant (O-2) be corrected to captain (O-3).
2. Based on his backdated promotion to captain (O-3), his date of rank (DOR) for promotion to major (O-4) be corrected to reflect 1 Apr 20 versus 1 Apr 22.

APPLICANT'S CONTENTIONS

He did not receive full CSC for his Master of Divinity degree and his seven years of extensive practical ministry experience.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an Air National Guard major (O-4).

On 15 Mar 13, applicant was appointed a first lieutenant (O-2) in the XXXX Air National Guard and was credited with 3 years of CSC for his Master of Divinity degree.

On 1 Apr 22, applicant was promoted to major (O-4).

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

AIR FORCE EVALUATION

NGB/AIPO, recommends granting the application. The applicant confirmed more than 12 years of practical experience in ministry following completion of his graduate educational credit. As such, he should have been awarded one additional year of CSC in addition to the three years of CSC granted for his masters' degree. Therefore, his Total Years Service Date (TYSD) should have been backdated 4 years from date of appointment making him eligible for initial appointment in the grade of captain (O-3) with a date of rank (DOR) of 11 Apr 13.

NGB/AIPO confirmed that the applicant has met the Reserve Officer Management Act (ROPMA) board for mandatory promotion and was recommended for promotion. Thus, if the Board concurs with the service date correction, the promotion DOR for major should be backdated as well.

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 6 Apr 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/A1PO 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:

- a. His initial appointment to the Air Force reflect the grade of captain (O-3) with a total year service date (TYSD) of 11 April 2009 and a date of rank (DOR) of 11 April 2013.
- b. His promotion to major (O-4) be corrected to reflect a date of rank (DOR) of 1 April 2020.
- c. He receive retroactive pay and allowances based on the corrections to his dates of rank.

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-2022-00382 in Executive Session on 17 May 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 15 Jan 22.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory opinion, NGB/A1PO, dated 28 Mar 22.
- Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 6 Apr 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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