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

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**RECORD OF PROCEEDINGS**

**IN THE MATTER OF:**

**DOCKET NUMBER:** BC-2022-01847

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**COUNSEL:** Work-Product

**HEARING REQUESTED:** Work-Prod...

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**APPLICANT'S REQUEST**

The applicant is requesting an amendment to his Distinguished Flying Cross with Valor (DFC w/V) order to include authorization for the 10 percent increase in retirement pay.

**APPLICANT'S CONTENTIONS**

He was told by the general who presented him with the decoration that it would entitle him to an additional 10 percent in retired pay. He believes that he meets the criteria AFI 36-3203, *Service Retirements*, paragraph 7.11, because his DFC w/V was awarded for heroism. He also believes he was not awarded the additional 10 percent in retired pay due to an oversight.

The applicant's complete submission is at Exhibit A.

**STATEMENT OF FACTS**

The applicant is a retired Air Force master sergeant (E-7).

On 31 Mar 22, according to DD Form 214, *Certificate of Release or Discharge from Active Duty*, the applicant retired from the Air Force.

On 21 Feb 12, according to Special Order G-13894, dated 16 Jul 11, the applicant was awarded the Distinguished Flying Cross with Valor.

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

**AIR FORCE EVALUATION**

AFPC/DP2SSR recommends denying the application. The applicant's order to his Distinguished Flying Cross was found in his official record however, the order did not reflect the award of the additional 10% increase to his retired pay. Per AFI 36-3203, paragraph 8.11, AC enlisted members who had deeds of extraordinary heroism may be entitled to receive 10 percent additional retired pay if a member retires under Title 10 United States Code § 9314 (10 USC § 9314) and (10 USC § 9361). The Secretary of the Air Force (SecAF) has the authority to evaluate the heroic actions that have earned the Silver Star, Distinguished Flying Cross (noncombat), and the Airman's Medal

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to determine if extraordinary heroism was involved, which would entitle the recipient to the increase in retired pay. SecAF will determine, coincident to awarding the medal, whether the additional 10 percent retirement pay will be authorized. If awarded the 10 percent increase in retired pay, it is annotated on the special order that accompanies the decoration.

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 27 Oct 22 for comment (Exhibit E) but has received no response.

#### **ADDITIONAL AIR FORCE EVALUATION**

SAF/MRBP recommends denying the application. While the applicant contends that some kind of error or omission precluded him from earning the additional 10 percent in retired pay, the applicant is not eligible for the additional retired pay under 10 USC 8991 because the DFC w/V does not qualify. AFI 36-3203 authorizes the SecAF to consider the additional 10 percent in retired pay for certain decorations, and the DFC w/V is not one of them. The applicant has presented no evidence of an error or injustice, nor has he presented any evidence he has been treated differently than other similarly situated airmen (those awarded the DFC w/V).

The complete advisory opinion is at Exhibit D.

#### **APPLICANT'S REVIEW OF ADDITIONAL AIR FORCE EVALUATION**

The Board sent a copy of the additional advisory opinion to the applicant on 27 Oct 22 for comment (Exhibit E) 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 not the victim of an error or injustice. The Board concurs with the rationale and recommendation of AFPC/DP2SSR and finds a preponderance of the evidence does not substantiate the applicant's contentions. Therefore, the Board recommends against correcting the applicant's records.

#### **RECOMMENDATION**

The Board recommends informing the applicant the evidence did not demonstrate material error or injustice, and the Board will reconsider the application only upon receipt of relevant evidence not already presented.

#### **CERTIFICATION**

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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-2022-01847 in Executive Session on 28 Mar 23:

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Work-Product Panel Member

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

Exhibit A: Application, DD Form 149, no atchs, dated 7 Jul 22.

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

Exhibit C: Advisory Opinion, AFPC/DP2SSR, dated 31 Aug 22.

Exhibit D: Advisory Opinion, SAF/MRBP, dated 26 Oct 22.

Exhibit E: Notification of Advisories, SAF/MRBC to Applicant, dated 27 Oct 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.

6/13/2025

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Board Operations Manager, AFBCMR

Signed by: USAF

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