

Work-Product

# UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

#### RECORD OF PROCEEDINGS

IN THE MATTER OF: DOCKET NUMBER: BC-2022-01899

Work-Product COUNSEL: NONE

**HEARING REQUESTED:** NO

# APPLICANT'S REQUEST

His DD Form 214, Armed Forces of the United States Report of Transfer or Discharge, item 30 (Remarks) be corrected to reflect "Work-Product -YES."

#### APPLICANT'S CONTENTIONS

He served in Work-Product from 3 August 1972 to 1 October 1972; however, his DD Form 214 states "Work-Product – No." Because of this error, he is not considered to be a Work-Product to obtain health care benefits through the Department of Veterans Affairs.

The applicant's complete submission is at Exhibit A.

### STATEMENT OF FACTS

The applicant is a former Air Force sergeant (E-4).

On 11 August 1969, according to DD Form 4, *Enlistment Contract – Armed Forces of the United States*, the applicant enlisted in the Regular Air Force for a period of four years in the grade of airman basic.

According to DD Form 1351-2, *Travel Voucher or Subvoucher*, the applicant traveled from his home station at *Work-Product*, on 28 February 1972 to *Work-Product*, and *work-Product*.

The following document was provided by the applicant:

Effective on or about 3 August 1972, according to AF Form 626, the applicant was on temporary duty (TDY) for approximate 45 days for the purpose of TDY manning assistance from Work-Product to Work-Product, and returned to Work-Product

On 2 May 1973, the applicant was honorably released from active duty in the rank of sergeant and transferred to the Air Force Reserve. He served 3 years, 10 months and 23 days of active service and was credited with 1 year and 26 days of Foreign and/or SEA Service. Item 30 (Remarks) reflects Work-Product – No.

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Controlled by: SAF/MRB

Limited Dissemination Control: N/A POC: SAF.MRBC.Workflow@us.af.mil

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On 19 January 2023, AFPC/DP3AM advised the applicant that after a complete review of his official military record and the documentation provided, they were able to verify and confirm boots on ground foreign service time in work-Prod... but unfortunately unable to determine the inclusive dates of this foreign service. AFPC/DP3AM was unable to verify any foreign service in the work-Product. The amount of foreign service time reflected on the DD Form 214 is correct. Since specific locations are not annotated on a member's DD Form 214, he was asked to use this letter as proof of "boots on ground" for work-Prod...

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

#### APPLICABLE AUTHORITY/GUIDANCE

Title 10, United States Code, Section 1168: Discharge or release from active duty: limitation; DoDI 1336.01, Certificate of Release or Discharge from Active Duty (DD Form 214/5 Series); AFI 36-3202, Certificate of Release or Discharge from Active Duty (DD Form 214/5 Series); DD Form 214 Total Force Personnel Services Delivery Guide. The DD Form 214 is prepared in accordance with the aforementioned publications and is used to record qualifying active duty service. Foreign Service locations are not an authorized entry on the DD Form 214. Foreign Service is annotated in increments of years, months, and days.

The Air Force Personnel Center Assignment Policy Directorate (AFPC/DP3AM) is responsible for determining an Air Force member's Foreign Service. Since specific locations are not annotated on the DD Form 214, they will prepare a Boots-on-Ground letter if they are able to verify a member served at a specific foreign location. This letter may be used to validate overseas service.

AFI 36-2110, *Total Force Assignments*, states use a combination of the following documents to verify completed TDY assignments: travel vouchers, PCS orders, decoration citations, enlisted or officer performance reports and records review Report on Individual Personnel.

#### AIR FORCE EVALUATION

AFPC/DP3AM recommends denying the application. AFPC/DP3AM was unable to verify any foreign service in the *Work-Product*. Documentation provided and the Master Personnel Record does not contain information that the applicant served in the *Work-Product*. AFPC/DP3AM was able to verify foreign service i *Work-Product*.

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 20 January 2023 for comment (Exhibit D) but has received no response.

#### FINDINGS AND CONCLUSION

- 1. The application was not timely filed.
- 2. The applicant exhausted all available non-judicial relief before applying to the Board.



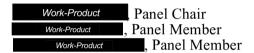
3. After reviewing all Exhibits, the Board concludes the applicant is not the victim of an error or injustice. The Board concurs with the rationale and recommendation of AFPC/DP3AM and finds a preponderance of the evidence does not substantiate the applicant's contentions. Therefore, the Board recommends against correcting the applicant's records.

#### RECOMMENDATION

The Board recommends informing the applicant the application was not timely filed; it would not be in the interest of justice to excuse the delay; and the Board will reconsider the application only upon receipt of relevant evidence not already presented.

#### **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-2022-01899 in Executive Session on 30 May 2023:



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

Exhibit A: Application, DD Form 149, w/atch, dated 17 June 2022.

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

Exhibit C: Advisory Opinion, AFPC/DP3AM, dated 19 January 2023.

Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 20 January 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.

