

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

Work-Product

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2022-02299

Work-Product

COUNSEL Work-Product

HEARING REQUESTED: YES

Work-Product

APPLICANT'S REQUEST

He be relieved from his Active Duty Service Commitment (ADSC) of 11 Jul 25.

APPLICANT'S CONTENTIONS

When he graduated from Combat Systems Officer Training, he incurred an ADSC date of 11 Jul 25. He underwent a Flying Evaluation Board (FEB) and even though the FEB recommended he continue flying, the final decision was to disqualify him. The decision was the Air Force's, not his. As such, he should not be held to the ADSC that he incurred from flying training. His treatment during flying training was the most unprofessional he has ever experienced, and the FEB shone a light on the negative criticism he was receiving.

He intends to continue his career in the Air Force, but believes the requirement to fulfill an ADSC incurred for flying training when he is no longer allowed to fly is unfair.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an Air Force captain (O-3).

On 20 Jun 18, according to Aeronautical Order Work-Pro... dated 20 Jun 18, the applicant attended primary Undergraduate Combat Systems Officer Training Course Work-Product and Advanced Undergraduate Combat Systems Officer Course # Work-Product with a class start date of Work-Product

On 12 Jul 19, according to the applicant's Military Personnel Database Systems (MilPDS) record, he graduated from Undergraduate Combat Systems Officer Training and incurred an ADSC of six years.

On 28 Apr 20, according to Aeronautical Order Number Work-Product dated 13 May 20, he was removed from flying pending FEB results.

On 11 Jan 21, according to AFSOC/3AT memorandum, *Assignment after the Flying Evaluation Board (FEB)- <applicant's name>*, dated 11 Jan 21, the Chief, Operations Training Division directed the applicant be disqualified from aviation service.

On 14 Jan 21, according to Aeronautical Order Work-Pr... dated 14 Jan 21, the applicant was disqualified from aviation service.

**AFBCMR Docket Number BC-2022-02299
CUI//SP-MIL/SP-PRVCY**

<p>Controlled by: SAF/MRB CUI Categories: SP-MIL/SP-PRVCY Limited Dissemination Control: N/A POC: SAF.MRBC.Workflow@us.af.mil</p>
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For more information, see the excerpt of the applicant's record at Exhibit B and the advisory at Exhibit C.

APPLICABLE AUTHORITY/GUIDANCE

Air Force Manual (AFMAN) 36-2100, *Military Utilization and Classification*, paragraph 4.1.2. ADSC-Incurring Events. Events that incur ADSCs are established by statute or by Air Force policy. See Attachment 2 for a summary of ADSC-incurring events. ADSCs incurred for training will become effective upon graduation date or completion of required training.

Attachment 2, Table A2.1. Officer and Enlisted ADSCs. Rule 11, If the ADSC incurring event is for Undergraduate Navigator Training and Combat Systems Officer (CSO); ADSC is 6 years. (10 USC § 65).

AIR FORCE EVALUATION

AFPC/DPMOE and AFPC/DPMLT recommends denying the request. Based on the documentation provided by the applicant and analysis of the facts, there is no evidence of an error or injustice. The following is a timeline of events: On 12 Jul 19, the applicant graduated from Undergraduate Combat Systems Officer Training and was subsequently eliminated from the AC-130W Navigator Mission Qualification Course. On 28 Apr 20, he was removed from flying and then on 11 Jan 21, disqualified from aviation service by a Flying Evaluation Board. However, he was allowed to retrain from his *Work-Prod...* AFSC (*Work-Product* Combat Systems Officer, General) to the 63A1 AFSC (Acquisitions Officer).

In accordance with AFMAN 36-2100, paragraph 4.1.1.2.4, "an ADSC is not affected by a change in a member's Duty AFSC unless the member completed an ADSC incurring event that resulted in the change in the member's Duty AFSC." The ADSC that the applicant incurred is based on the completion of the training event, Undergraduate Combat Systems Officer Training, and is not based on his ability perform the duties of a Combat Systems Officer. Additionally, he has not provided any additional justification to support that the unserved portion of his ADSC is causing an extreme hardship or that releasing him from that unserved portion is in the "Best Interest of the Air Force."

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 3 May 23 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 not the victim of an error or injustice. The Board concurs with the rationale and recommendation of AFPC/DPMOE and finds a preponderance of the evidence does not substantiate the applicant's contentions. The Board determines that, in accordance with AFMAN 36-2100, the ADSC incurred by the applicant upon

completion of Undergraduate Combat Systems Officer Training is correct. Therefore, the Board recommends against correcting the applicant's records.

4. The applicant has not shown a personal appearance, with or without counsel, would materially add to the Board's understanding of the issues involved.

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

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-2022-02299 in Executive Session on 24 May 23 and 5 Jun 23:

- Work-Product**, Panel Chair
- Work-Product**, Panel Member
- Work-Product**, Panel Member

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

- Exhibit A: Application, DD Form 149, dated 26 Aug 22.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory Opinion, AFPC/DPMOE and AFPC/DPMLT, dated 1 May 23.
- Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 3 May 23.

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.

7/13/2023

X **Work-Product**

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Board Operations Manager, AFBCMR
Signed by: USAF