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UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2022-02360

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COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

His home of record (HOR) be changed from Ohio (OH) to Texas (TX).

APPLICANT'S CONTENTIONS

In Aug 96, when the applicant initially entered the Air Force, he chose TX as his HOR because there was no state tax. In 2007, after eight (8) years of service, the applicant separated from active duty and transferred to the Air Force Reserve (AFR). At the time of separation, he noticed the HOR on his DD Form 214, *Certificate of Release or Discharge*, reflected OH instead of TX. However, he did not pursue a correction because he did not believe the change would matter. Recently, after his daughter attended college in TX, he discovered the Hazelwood Act would forgive 100% tuition if his HOR was TX at the time of entry into military service. The applicant is requesting the change of his HOR so that he can be eligible for any future benefits.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is a former Air Force Reserve captain (O-3).

On 27 Aug 96, according to DD Form 4, *Enlistment/Reenlistment Document – Armed Forces of the United States*, the applicant entered the AFR. Additionally, Block 3. *Home of Record*, reflects OH.

On 21 Jan 99, according to AF Form 24, *Application for Appointment as Reserves of the Air force or USAF without Component*, the applicant was appointed as a Reserve member of the Air Force. Additionally, Block 6. *Home of Record (HOR)*, reflects OH.

On 1 Apr 07, according to AF Form 100, *Request and Authorization for Separation*, Special Order Work-Product dated 5 Feb 07, the applicant was relieved from assignment and authorized to proceed to HOR. Block 5. *Home of Record*, reflects OH.

On 12 Feb 07, according to a Memorandum for Record from AFPC/DPPAE, *Correction of Military Records*, the applicant's HOR was changed to reflect FL.

On 22 Feb 07, according to Special Order Work-Product *Request and Authorization for Change of Administrative Orders*, in Block 5. *Amendment*, Item 5 reads, OH, and is amended to read FL.

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Controlled by: SAF/MRB

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Limited Dissemination Control: N/A

POC: SAF.MRBC.Workflow@us.af.mil

On 1 Apr 07, according to DD Form 214, *Certificate of Release or Discharge from Active Duty*, the applicant transferred from active service to the AFR after eight (8) years, two (2) months, and ten (10) days. Additionally, Block 7b. *Home of Record at the Time of Entry*, reflects OH.

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

APPLICABLE AUTHORITY/GUIDANCE

The Joint Travel Regulations (JTR), Appendix A, defines the HOR as the place recorded as the individual's home when appointed, commissioned, enlisted, inducted, or ordered into a tour of active duty. The JTR further states that a member may only change the HOR if a break in service exceeds one full day. Additionally, in instances of a bona fide error where the place originally named at the time of current entry into the service was not in fact the actual home, the correction must be fully justified and the home, as corrected, must be the member's actual home upon entering the service, and not a different place selected for the member's convenience.

AIR FORCE EVALUATION

AFPC/DPMLT recommends denying the application. There is no evidence of an error or injustice on the part of the Air Force because there is no evidence to support the applicant resided in TX. The applicant requests to change his HOR from Ohio, to Texas. On 27 Aug 96, the applicant entered the Air Force Reserve with OH reflecting as his HOR and Place of Enlistment on his DD Form 4. Furthermore, on 21 Jan 99, the applicant's AF Form 24 reflects his HOR as OH. Finally, on 5 Feb 07, the applicant's AF Form 100, reflects his HOR as OH; however, on 22 Feb 07, the HOR was amended to reflect FL.

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 21 Nov 22 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/DPMLT and finds a preponderance of the evidence does not substantiate the applicant's contentions. The Board found the applicant's HOR when he enlisted on 27 Aug 96 was listed as OH and the applicant did not provide proof that their HOR was recorded in error. The Board also notes the applicant did not file the application within three years of discovering the alleged error or injustice, as required by Section 1552 of Title 10, United States Code, and Department of the Air Force Instruction 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*. The Board does not find

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it in the interest of justice to waive the three-year filing requirement. Therefore, the Board finds the application untimely and 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-2022-02360 in Executive Session on 9 May 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, w/atchs, dated 8 Jul 22.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory Opinion, AFPC/DPMLT, w/atchs, dated 1 Nov 22.
- Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 21 Nov 22.

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.

7/1/2025

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Board Operations Manager, AFBCMR	
Signed by: USAF	

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