



Work-Product

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

**RECORD OF PROCEEDINGS**

**IN THE MATTER OF:**

Work-Product

**DOCKET NUMBER:** BC-2022-02505

**COUNSEL:** NONE

**HEARING REQUESTED:** NO

**APPLICANT'S REQUEST**

His DD Form 214, *Certificate of Release or Discharge from Active Duty*, be corrected to reflect the following:

a. Item 12a. Date Entered AD this Period - 11 February 1977 rather than 13 April 1991. **(Administratively Corrected)**

b. Air Force Reserve time - 21 July 1989 to 4 May 1998.

**APPLICANT'S CONTENTIONS**

His DD Form 214 does not reflect his years of active duty and Reserve service time. He believes this to be an error and injustice.

The applicant's complete submission is at Exhibit A.

**STATEMENT OF FACTS**

The applicant is a former Air Force staff sergeant (E-5).

On 26 January 1982, a Report on Individual Personnel was prepared and indicates the applicant's Total Air Force Military Service Date (TAFMSD) is 11 February 1977.

On 15 December 1986, according to DD Form 214, the applicant entered a period of active duty in the Regular Air Force.

On 21 July 1989, according to DD Form 214, the applicant was honorably discharged in the rank of staff sergeant and transferred to the Air Force Reserve. He was credited with 2 years, 7 months, and 7 days of net active service for this period; and 9 years, 10 months, and 4 days of prior active service, for a total of 12 years, 5 months, and 11 days of active service. His narrative reason for separation is "Volunteered to Serve with USAFR."

On 4 May 1998, according to Work-Product the applicant was assigned to the Retired Reserve Section and placed on the USAF Reserve Retired List.

On 17 October 2022, according to DD Form 215, *Correction to DD Form 214, Certificate of Release or Discharge from Active Duty*, Item 12a (Date Entered AD this Period) is corrected to read "1977 Feb 11." Item 12c (Net Active Service This Period) is corrected to read "12 05 11." Item 12d (Total Prior Active Service) is corrected to read "00 00 00."

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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**

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.

### **AIR FORCE EVALUATION**

AFPC/DP2LT recommends denying the request to amend the DD Form 214 to include Air Force Reserve time for the period 21 July 1989 to 4 May 1998. According to the documents provided by the applicant and the Master Personnel Record (MPR), he enlisted in the Regular Air Force on 11 February 1977 and was discharged on 21 July 1989; a period of 12 years, 5 months, and 11 days.

As for updating his DD Form 214 to reflect both his active duty and reserve service, his 21 July 1989 DD Form 214 covers his active duty service as an active Air Force enlisted member. Once the DD Form 214 is finalized, it is not updated to reflect subsequent Reserve service. If he would have been on continuous active duty for his entire time spent in the Air Force Reserve, he would have been issued a separate DD Form 214 for that period. The DD Form 214 is used to document active duty periods of service.

Based on the documentation in the applicant's MPR and analysis of the facts, the applicant's DD Form 214 will be corrected to reflect all of his active duty enlisted Regular Air Force service with the information provided in the second paragraph above. As for his DD Form 214 not reflecting his subsequent Reserve service, there is no evidence of an error or injustice.

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 October 2022, 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/DP2LT and finds a preponderance of the evidence does not substantiate the applicant's contentions. 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 (DAFI) 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*. While the applicant asserts a date of discovery within the three-year limit, the Board

does not find the assertion supported by a preponderance of the evidence. The Board does not find it in the interest of justice to waive the three-year filing requirement. Therefore, other than the administrative correction made to his record, 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 DAFI 36-2603, paragraph 2.1, considered Docket Number BC-2022-02505 in Executive Session on 18 May 2023:

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

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

- Exhibit A: Application, DD Form 149, w/atchs, dated 23 August 2022.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory Opinion, AFPC/DP2LT, w/atchs, dated 17 October 2022.
- Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 21 October 2022.

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.

7/24/2023

X **Work-Product**

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Board Operations Manager, AFBCMR  
Signed by: **Work-Product**