

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2022-02704

XXXXXXXXXX

COUNSEL: NONE

HEARING REQUESTED: YES

APPLICANT'S REQUEST

The date on his Permanent Change of Station (PCS) orders from XXX to XXX be changed to receive reimbursement for his spouse's travel.

APPLICANT'S CONTENTIONS

The date on his PCS orders should be changed to receive reimbursement for his spouse's travel from XXX to XXX. In November 2021, the water supply to 93,000 people at XXX, where he and his spouse were stationed, was poisoned. His spouse was extremely medically affected. Her primary care doctor and neurologist in XXX both wrote letters recommending she leave the island immediately. He states that he had to make the impossible decision to spend his own money on the plane ticket to get his spouse out of the house that caused her health issues and trauma that she is still currently dealing with. He submitted a myPers ticket to change the date on the orders so they could legally cover the cost of the Government rate plane ticket for his spouse. His request was denied. He requests the orders be dated the day before his spouse travelled. She left XXX on 21 March 2022 and the orders were cut 5 April 2022. He would like to be reimbursed at the government rate not the civilian rate (the rate he actually paid for his spouse's plane ticket out of XXX).

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is a currently serving Air Force staff sergeant (E-5)

AF Form 899, *Request and Authorization for Permanent Change of Station – Military*, Special Order No. XXX, dated 6 April 2022, reflect item 13. Dependent Travel (concurrent travel was approved).

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

AIR FORCE EVALUATION

AFPC/DP3AM recommends denying the application. According to DAFI 36-2110, members are not authorized to obligate or make any irrevocable commitments prior to issuance of PCS Orders. The applicant was not authorized to purchase tickets prior to issuance of PCS orders.

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 28 November 2022 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/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.
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 Air Force Instruction (AFI) 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*, paragraph 1.5, considered Docket Number BC-2022-02704 in Executive Session on 10 January 2023:

- , Panel Chair
- , Panel Member
- , Panel Member

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

- Exhibit A: Application, DD Form 149, w/atchs, dated 5 October 2022.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory Opinion, AFPC/DP3AM, dated 23 November 2022.
- Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 28 November 2022.

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.

X

Board Operations Manager, AFBCMR