

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2022-02767

XXXXXXXXXX

COUNSEL: NONE

HEARING REQUESTED: YES

APPLICANT'S REQUEST

His Active Duty Service Commitment (ADSC) that expires on 27 Sep 26 be removed.

APPLICANT'S CONTENTIONS

While reviewing his career data brief, he discovered an ADSC for special operations training had been added to his record two (2) years after he completed training. He was never notified of the ADSC or that it would be added to his personnel records. Furthermore, he never signed an AF Form 63 *Active Duty Service Commitment (ADSC) Acknowledgment Statement* in accordance with AFMAN 36-2100, *Military Utilization and Classification*.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is a first lieutenant (O-2).

On 7 Feb 19, according to *MEMORANDUM FOR ALO PHASE I SELECTION BOARD*, the applicant acknowledged that "upon graduation of training, he will incur a six (6) year active duty service commitment in accordance with AFI 36-2107, *Active Duty Service Commitments*, Rule 25, Note 16."

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

AIR FORCE EVALUATION

AFPC/DPMLT recommends denying the application. The applicant is requesting the removal of an ADSC associated with Tactical Air Control Party Officer Basic training. On 7 Feb 19, the applicant signed a Memorandum for ALP Phase I Selection Board, agreeing to a six year (6) Active Duty Service Commitment (ADSC) that expires on 27 Sep 26. The applicant attended and completed Tactical Air Control Party Officer Basic training during the period of 20 Dec 19 through 25 Sep 20.

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 17 Nov 22 for comment (Exhibit D) but has received no response.

FINDINGS AND CONCLUSION

1. The application was timely filed.
2. The applicant did not exhaust 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 signed a memorandum agreeing to the six (6) year ADSC associated with the completion of Tactical Air Control Party Officer Basic training. Additionally, the Board found the applicant completed the associated training. 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-2022-02767 in Executive Session on 10 Jan 23:

- , 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 20 Oct 22.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory Opinion, AFPC/DPMLT, w/atchs, dated 7 Nov 22.
- Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 17 Nov 22.

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