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

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2023-00282

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COUNSEL: NONE

HEARING REQUESTED: YES

APPLICANT'S REQUEST

His effective Date of Rank (DOR) for pay be changed from 7 Oct 22 to reflect 26 May 22.

APPLICANT'S CONTENTIONS

On 30 Nov 21, the applicant was found qualified for promotion to lieutenant colonel (O-5) and recommended for federal recognition by the state Federal Recognition Examining Board (FREB). On 2 Dec 21, the local Force Support Squadron (FSS) submitted the Position Vacancy (PV) Promotion Package to the [Work-Prod...] Air National Guard (ANG [Wor...] JFHQ/A1) and routed the package to NGB/A1PO, who is responsible for obtaining the Secretary of the Air Force (SecAF) signature. However, on 23 Jun 22, the local FSS, discovered the applicant was not included on the CY21F PV Promotion Roster, and on 24 Jun 22, notified ANG [Wor...] JFHQ/A1 of the oversight. On 29 Jun 22, according to an email attached by the applicant, NGB/A1PO accepted responsibility for the oversight that resulted in the applicant not being scrolled. Furthermore, based on an "undue delay", NGB/A1PO requested SecAF back date the effective date DOR to reflect 26 May 22. The applicant is requesting his effective DOR be changed to 26 May 22 to align with the original CY21F PV scroll.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an Air National Guard lieutenant colonel (O-5).

On 30 Nov 21, according to NGB 89-1, *Proceedings of a Federal Recognition Examining Board*, provided by the applicant, the FREB found him qualified for promotion to O-5 and recommended he be granted federal recognition for the grade.

On 2 Dec 21, according to *Position Vacancy Promotion Package Checklist (Maj or Lt Col)*, provided by the applicant, the promotion package was completed by the local FSS.

According to Officer Reserve Grade History Report, pulled from Military Personnel Data System, the applicant's date of rank to O-5 is 30 Nov 21 with an effective date of rank of 7 Oct 22.

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

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AIR FORCE EVALUATION

NGB/AIPO, recommends granting the application. The applicant is requesting to have his effective DOR for pay changed from 7 Oct 22 to reflect 26 May 22 due to an administrative oversight that resulted in a later DOR than projected. NGB/AIPO discovered the applicant was never placed on the PV List-CY21F because his PV package was misplaced during a personnel transition period. Originally, NGB/AIPO determined the applicant would be placed on a separate scroll requesting an effective date of rank for pay of, 26 May 2022. However, on 7 Oct 22, the applicant's ROPMA 7-year time in grade promotion date became effective, and was updated before the he could be approved for the requested backdate. Based on documentation provided by the applicant and analysis of the facts, there is evidence to support an error occurred at no fault of the applicant.

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 Mar 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 the victim of an error or injustice. The Board concurs with the rationale and recommendation of NGB/AIPO and finds a preponderance of the evidence substantiates the applicant's contentions. Therefore, the Board recommends correcting the applicant's records as indicated below.
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 pertinent military records of the Department of the Air Force relating to APPLICANT be corrected to show his effective Date of Rank for promotion to Lieutenant Colonel (O-5) reflect 26 May 2022.

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-2023-00282 in Executive Session on 9 May 23:

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, Panel Member
Panel Member

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All members voted to correct the record. The panel considered the following:

Exhibit A: Application, DD Form 149, w/atchs, dated 18 Jan 23.

Exhibit B: Documentary evidence, including relevant excerpts from official records.

Exhibit C: Advisory opinion, NGB/A1PO, dated 3 Mar 23.

Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 21 Mar 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.

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