



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

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2023-00363

COUNSEL: NONE

HEARING REQUESTED: YES

APPLICANT'S REQUEST

His Active Duty Service Commitment (ADSC) associated with Air Force Reserve Officer Training Corps (AFROTC) be adjusted to 23 Jun 09.

APPLICANT'S CONTENTIONS

He is trying to get his full Post 9/11 GI Bill benefits; however, the VA denied his claim because they will not count a substantial portion of his active duty time toward the benefit. In this regard, the applicant attached the response from the VA and included his correspondence from AFPC, which indicates that in Dec 22 he was informed by the Department of Veteran Affairs (VA) that he was only eligible for sixty (60) percent of the Post 9/11 GI Bill entitlement based on his calculated active duty service time. They further state that his eligibility did not begin until after the conclusion of his (4) year military service obligation for being a ROTC participant. Therefore, they determined that he was ineligible for the entitlement for the active duty service period from 23 Sep 07 to 22 Sep 11; and his eligibility period was from 23 Sep 11 to 24 Jul 12 (6 months of qualifying active duty service, but less than 12 months for 60% benefit). On 26 Dec 22, the applicant inquired with the Air Force Personnel Center (AFPC) and was advised that he should receive the full Post-9/11 GI Bill benefit because he had over 1095 days of qualifying active duty service. In this regard, AFPC stated that based on a two (2) year scholarship for AFROTC the applicant's ADSC should be two (2) years and should have ended on 23 Jun 09 and not 22 Sep 11. AFPC further advised the applicant to submit a BCMR request to adjust his ADSC to reflect 23 Jun 09, which would allow him more qualifying service for the Post-9/11 GI Bill.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an Air Force Reserve major (O-4).

On 18 Nov 05, according to Air Force Form 1056, *Air Force Officer Training Corps (AFROTC Contract)*, paragraph 8. *Basic Military Service Obligation/Active Duty Service Commitment*, the applicant acknowledged that he would incur a four (4) year ADSC from the date he enters onto Active Duty.

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Controlled by: SAF/MRB

Limited Dissemination Control: N/A

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

[REDACTED]

On 23 Sep 07, according to DD Form 214, *Certificate of Release or Discharge from Active Duty*, the applicant entered active duty, and on 24 Jul 12, transferred to the Air Force Reserve after four (4) years, ten (10) months, and two (2) days of active service.

According to Personnel SURF pulled from Military Personnel Data System (MilPDS), the applicant's ADSC for AFROTC after entry into Active Duty was 16 Nov 11.

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

APPLICABLE AUTHORITY/GUIDANCE

DAFI 36-2670, *Total Force Development*, paragraph 6.11.6. identifies the eligibility exclusions for periods of Regular Air Force (RegAF) that are not qualifying RegAF service for purposes of establishing eligibility for the Post-9/11 GI Bill; and paragraph 6.11.6.2. identifies the ADSC for ROTC as one of the periods of RegAF.

AIR FORCE EVALUATION

AFPC/DPAT recommends denying the application. The applicant requests that his Active Duty Service Commitment (ADSC) be adjusted to 23 Jun 09 because of a 2-year Air Force Reserve Officer Training Corps scholarship contract he accepted. In accordance with (IAW) AFI 36-2107, *Active Duty Service Commitments*, Table 1.1 Rule 3, members incur a 4-year ADSC upon EAD from AFROTC. The period of eligibility for the Post 9/11 GI Bill will begin after their statutory obligated active service. The applicant has incurred a total of 310 days of total active-duty service based on Verification of Member's Active Duty Service letter. Furthermore, according to his AF IMT 1056 contract Part I, Section 8, paragraph b, the applicant acknowledged that he will incur an ADSC of four years. Based on the documentation provided by the applicant and analysis of the facts, there is no evidence of an error or injustice based on the ADSC terms IAW AFI 36-2107 and the acknowledgement of the AF IMT 1056 contract agreements.

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 7 Mar 23 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/DPAT and finds a preponderance of the evidence does not substantiate the applicant's contentions. The Board found the applicant incurred a four year ADSC upon his entrance into active duty from the AFROTC and

[REDACTED]

that period of time does not count towards his entitlement for the Post-9/11 GI Bill. 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-2023-00363 in Executive Session on 11 Apr 23:

[REDACTED], Panel Chair
[REDACTED], Panel Member
[REDACTED], Panel Member

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

Exhibit A: Application, DD Form 149, w/atchs, dated 4 Jan 23.

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

Exhibit C: Advisory Opinion, AFPC/DPAT, w/atchs, dated 28 Feb 23.

Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 7 Mar 23.

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.

4/15/2025

X [REDACTED]

Board Operations Manager, AFBCMR
Signed by: [REDACTED]