

## RECORD OF PROCEEDINGS

**IN THE MATTER OF:**

**DOCKET NUMBER:** BC-2023-00430

XXXXXXXXXX

**COUNSEL:** NONE

**HEARING REQUESTED:** NO

### APPLICANT'S REQUEST

His Individual Ready Reserve (IRR) time from 19 April 2018 to 9 February 2021 be removed from his record.

### APPLICANT'S CONTENTIONS

He separated from the Regular Air Force on 18 April 2018, and was supposed to transfer via the Palace Front Program into the Air National Guard. However, he was never accepted into the ANG due to an Article 15 he received in 2015. He was erroneously transferred to the IRR on 19 April 2018 and should have been discharged. He subsequently transferred to another the Air National Guard unit on 10 February 2021.

The applicant's complete submission is at Exhibit A.

### STATEMENT OF FACTS

The applicant is a currently serving Air National Guard major (O-4).

On 11 May 2017, the applicant signed AF IMT 1288, *Application for Ready Reserve Assignment*, and applied for a position with the Air National Guard. On 16 May 2017, the application was approved.

On 18 April 2018, according to DD Form 214, *Certificate of Release or Discharge from Active Duty*, the applicant resigned from the Regular Air Force with an honorable character of service. He was credited with 12 years, 10 months, and 18 days total active service.

On 10 February 2021, according to Special Order xxx, dated 12 May 2021, the applicant was appointed as a major in the Air National Guard.

On 10 February 2021, according to AF Form 133, *Oath of Office (Military Personnel)*, the applicant was appointed as a major in the Reserve of the Air Force.

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

### AIR FORCE EVALUATION

ARPC/DP3AM recommends denying the application. The applicant was placed in the IRR on 19 April 2018 because he applied for and was initially accepted into a Palace Front assignment with the Air National Guard immediately upon separation from Regular Air Force. The applicant is correct in stating his DD Form 214 did not show a remaining military service obligation or he had a Palace Front assignment. The Automated Records Management System contains AF Form

1288, *Request for Ready Reserve Assignment*, signed by the applicant, showing he had been approved for a Palace Front assignment and the projection into the Military Personnel Data System (MilPDS) was completed by AFPC/DP2STM. As part of the process, MilPDS is updated to reflect the projected new unit of assignment along with a secondary assignment to the IRR in the event the projected assignment is cancelled. When the projected assignment to the Air National Guard was cancelled, the applicant was placed in the IRR as the default option. This process does not include discharge as an option.

Based on the documentation provided by the applicant and analysis of the facts, there is no evidence of an error or injustice. The Palace Front assignment process worked as it was intended. Upon the Air National Guard unit cancelling the applicant's assignment, he was reverted to the IRR and the standard rules of service in the IRR applied. An officer without a service obligation would remain in the Non-Obligated Non-Participating Ready Personnel Section (NNRPS) of the IRR for a maximum of two years.

Based on the analysis, the only anomaly discovered was that the applicant was incorrectly placed in the Obligated Reserve Section of the IRR. The applicant should have been placed in NNRPS and been separated 18 April 2020. As a result of the error, the applicant remained in the IRR until he was subsequently transferred to the Air National Guard on 10 February 2021.

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 3 May 2023 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 ARPC/DPAM and finds a preponderance of the evidence does not substantiate the applicant's contentions. Notwithstanding, ARPC/DPAM concedes the applicant should have been placed in NNRPS and separated on 18 April 2020. Instead he was incorrectly placed in the Obligated Reserve Section of the IRR. As a result of the error, the applicant remained in the IRR until he was subsequently transferred to the Air National Guard on 10 February 2021. In view of the error, ARPC/DPAM informed the Board they would administratively correct the applicant's record to show he was placed in NNRPS and separated on 18 April 2020. An official memorandum has since been sent to the applicant advising him the corrections were made. Therefore, other than the administrative corrections made to his record, the Board recommends against correcting the applicant's records.

#### **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 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-2023-00430 in Executive Session on 6 July 2023:

Mr., Chair, AFBCMR  
Ms., Panel Member  
Dr., Panel Member

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

Exhibit A: Application, DD Form 149, w/atchs, dated 16 January 2023.  
Exhibit B: Documentary evidence, including relevant excerpts from official records.  
Exhibit C: Advisory Opinion, ARPC/DPAM, w/atch, dated 14 April 2023.  
Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 4 May 2023.

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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Board Operations Manager, AFBCMR