

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2023-00522

XXXXXXXXXX

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

His DD Form 214, *Certificate of Release or Discharge from Active Duty*, be amended to include military education courses (Security Police Technical School, Air Base Ground Defense and Patriot Warrior School) he completed.

APPLICANT'S CONTENTIONS

His DD Form 214 reflects Basic Military Training and Munitions System Specialist Technical School. In 1994, he completed Security Police Technical School and Air Base Ground Defense. In 1995, he completed Patriot Warrior School. Upon his commission in the Army, he submitted his records to management to ensure everything was updated. He is currently going through the process of retiring and was informed the process he completed upon commission was not completed.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant states he is currently serving in the U.S. Army.

The following information was provided by the applicant:

On 20 May 1993, according to DD Form 214, the applicant entered active duty.

On 25 August 1993, according to DD Form 214, the applicant was honorably released from active duty and transferred to the Air Force Reserve. He served 3 months and 6 days total active duty and was credited with 1 month and 18 days prior inactive service. The narrative reason for separation reflects "Completion of Initial Active-Duty Training." Item 14 (Military Education) reflects Basic Military Training, 6 weeks, July 1993; APR Munitions Systems Specialist CRS, 7 weeks, August 1993.

On 3 September 1993, the applicant received a Certificate of Training for completing the Apprentice Munitions Systems Specialist (Production) Course.

On 5 December 1994, the applicant received a Certificate of Training, for completing the Security Apprentice Course.

On 19 December 1994, the applicant received a Certificate of Graduation, for completing the Ground Combat Skills Course from 7 January 1994 to 19 December 1994.

On 14 February 1995, the applicant received a Certificate of Training for completing the Patriot Warrior 95-M2 M60 Crew Served Machine Gun Course for the period 11 through 14 February 1995.

For more information, see the applicant submission at Exhibit A and the advisory at Exhibit B.

APPLICABLE AUTHORITY

Department of the Air Force Instruction (DAFI) 36-2603, *Air Force Board for Correction of Military Records*, paragraph 3.4.4, states applicants have the burden of proof for providing evidence in support of their claim that they are the victim of an error or injustice.

AIR FORCE EVALUATION

ARPC/DPTS recommends denying the application. After careful review of the applicant's record, ARPC/DPTS is unable to correct his DD Form 214 via DD Form 215 for the period of 20 May 1993 to 25 August 1993 to include his missing courses. The courses the applicant is missing falls after the end date of his DD Form 214 period so he would not qualify to have the DD Form 214 corrected per the DD Form 214 PSDG guide Section E - page 31. Should the applicant have official documentation supporting the contrary, they encourage him to send it to their office.

The complete advisory opinion is at Exhibit B.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION

The Board sent a copy of the advisory opinion to the applicant on 23 May 2023 for comment (Exhibit C) 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 applicant's period of active-duty service ended on 25 August 1993, and he was transferred to the Air Force Reserve. The applicant provided certificates for courses that appear he completed while he was in the Air Force Reserve and would not be annotated on the DD Form 214 in question. Therefore, the Board concurs with the rationale and recommendation of ARPC/DPTS and finds a preponderance of the evidence does not substantiate the applicant's contentions. The Board also notes the applicant did not file the application within three years of discovering the alleged error or injustice, as required by Section 1552 of Title 10, United States Code, and Department of the Air Force Instruction 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*. The Board does not find it in the interest of justice to waive the three-year filing requirement. Therefore, the Board finds the application untimely and recommends against correcting the applicant's records.

RECOMMENDATION

The Board recommends informing the applicant the application was not timely filed; it would not be in the interest of justice to excuse the delay; 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-2023-00522 in Executive Session on 6 July 2023:

, Chair, AFBCMR
, 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 6 February 2023.
Exhibit B: Advisory Opinion, ARPC/DPTS, w/atch, dated 15 May 2023.
Exhibit C: Notification of Advisory, SAF/MRBC to Applicant, dated 23 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