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UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

Work-Product

DOCKET NUMBER: BC-2023-00605

COUNSEL: Work-Product

HEARING REQUESTED: YES

APPLICANT'S REQUEST

His entry into the Individual Ready Reserve (IRR) be expunged from his record and the resulting break-in-service following his separation from active duty and appointment into the Air Force Reserve be eliminated.

APPLICANT'S CONTENTIONS

Due to the delay in the submission of his AF IMT Form 1288, *Application for Ready Reserve Assignment*, by his recruiter, due to no fault of his own, his Palace Front transfer to the Air Force Reserve resulted in him being appointed into the Air Force Reserve Individual Ready Reserve prior to him being appointed directly into the Air Force Reserve causing a one-day break in service. This one-day break-in-service caused him to no longer be eligible for Transitional Assistance Management Program (TAMP) benefits.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an Air Force Reserve captain (O-3).

On 1 Dec 22, according to DD Form 214, *Certificate of Release or Discharge from Active Duty*, the applicant resigned from the Regular Air Force on 1 Dec 22, in the grade of O-3.

On 2 Dec 22, according to ARPC IMT 92, *Appointment Order*, Work-Product dated 4 Feb 23, the applicant was appointed as a Reserve of the Air Force, and reflects: *Reserve Status*, Ready Reserve; in the grade of O-3 and assigned to the Air Reserve Personnel Center (ARPC), Work-Product AFB, CO.

On 3 Dec 22, according to Reserve Order Work-Product dated 30 Jan 23, the applicant was relieved from HQ ARPC and assigned to OL-UPT, 340 Flying Training Group, Joint Base Work-Product Work-Product, and reflects: *Reserve Status*: Selected; *EDCSA*: 3 Dec 22.

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

AIR FORCE EVALUATION

ARPC/DPAR recommends granting the request. Based on the documentation provided by the applicant and analysis of the facts, there is evidence of an error or injustice pertaining to the EDCSA incurred from going to the Air Force Reserve from the Regular Air Force. The EDCSA

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AFBCMR Docket Number BC-2023-00605

Work-Product

date, 3 Dec 22, was an error, due to no fault of the applicant, who effective 2 Dec 22, should have been placed into his Traditional Reservist Unit. This error caused a one-day break in service which negatively impacted his TAMP benefits eligibility.

TAMP provides members with 180 days of health care benefits after their regular TRICARE benefits stop to help with the transition from active duty to the reserves. To be eligible for TAMP benefits, a member must separate from Regular Air Force Active Duty service and agree to become a member of the Selected Reserve of a Reserve Component. The members must become a Selected Reservist the day immediately following release from Regular Active Duty service to qualify.

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 13 Apr 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 ARPC/DPAR and finds a preponderance of the evidence substantiates the applicant's contentions. Therefore, the Board recommends correcting the applicant's records as indicated below.

RECOMMENDATION

The pertinent military records of the Department of the Air Force relating to APPLICANT be corrected to show he was not released from active duty on 1 Dec 22, but on that date he continued to serve on active duty until 2 Dec 22, on which date he tendered his resignation, was discharged from all Regular Air Force appointments, and was released from active duty.

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-2023-00605 in Executive Session on 12 Jun 23:

Work-Product Panel Chair
Work-Product Panel Member
Work-Product Panel Member

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

- Exhibit A: Application, DD Form 149, w/atchs, dated 27 Feb 23.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory opinion, ARPC/DPAR, dated 3 Apr 23.
- Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 12 Apr 23.

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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.

3/28/2025

X *Work-Product*

Board Operations Manager, AFBCMR

Signed by: *Work-Product*

AFBCMR Docket Number BC-2023-00605

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