



**CUI//SP-MIL/SP-PRVCY**

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

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**RECORD OF PROCEEDINGS**

**IN THE MATTER OF:**

**DOCKET NUMBER:** BC-2023-01299

*Work-Product*

**COUNSEL:** NONE

**HEARING REQUESTED:** YES

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**APPLICANT'S REQUEST**

His record reflect he did not sell 30 days of leave with his 20 October 2006 reenlistment.

**APPLICANT'S CONTENTIONS**

He was not paid for selling leave with his 2006 reenlistment. There is no record of leave being sold. A thorough search was conducted to locate the AF Form 1089, *Leave Settlement Option*, annotating the sell back, but no documentation was found. Due to system restraints at the Defense Finance and Accounting Service (DFAS) Center, finance technicians could not validate payment was received.

The applicant's complete submission is at Exhibit A.

**STATEMENT OF FACTS**

The applicant is a currently serving Air Force chief master sergeant (E-9).

According to DD Form 4/1, *Enlistment/Reenlistment Document Armed Forces of the United States*, on 20 October 2006, the applicant reenlisted for a period of four years and two months beginning in pay grade E-6. His previous service reflects 8 years, 9 months, and 11 days of total active military service.

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

**AIR FORCE EVALUATION**

AFPC/DPMSSM refer recommendation to DFAS. The applicant reenlisted on 20 October 2006 and current DFAS data shows he sold 30 days of leave with this reenlistment. Specifically, DFAS leave data shows a date of payment of 19 October 2006 for 30 days of sold leave; the date of sold leave in the DFAS system will show the day before the reenlistment date. The applicant's personnel records do not reflect an AF Form 1098 [sic], *Leave Settlement Option*, used to annotate leave sold attached to his 20 October 2006 reenlistment. However, AFPC/DPMSSM was aware from 2000 to approximately 2010 the AF Form 1098 [sic] was not consistently being submitted as part of the reenlistment contract, as it should have been. The DFAS data also reflects the applicant was paid for 30 days of leave sold on 27 June 2027 [sic] with his 28 June 2027 [sic] reenlistment for a total of 60 days sold.

**AFBCMR Docket Number BC-2023-01299  
CUI//SP-MIL/SP-PRVCY**

Controlled by: SAF/MRB  
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Although there is no AF Form 1098 [sic] attached to the applicant's 20 October 2006 reenlistment, this does not mean the applicant was not paid 30 days of leave sold as the DFAS system indicates he was paid on 19 October 2006. DFAS will need to determine if payment was made as their system currently reflects and correct their system as appropriate, if warranted.

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 14 August 2023 for comment (Exhibit D), and the applicant replied on 13 September 2023. In his response, the applicant contended in 2022, he attempted to sell a portion of leave during his final reenlistment in the Air Force (under the indefinite program). After an extended payment delay and multiple inquiries, the Air Force Personnel Center notified him the hold was due to records noting he reached his 60-day career cap per DoD Instruction 1327.06, *Leave and Liberty Policies and Procedures*. The two dates annotated in the system were 2006 and 2017. He had no recollection or evidence of selling leave in 2006. He lost 15 days of use or lose leave from being unable to execute the 30 days he planned to sell by the FY22 deadline. Many of these days remained due to operational restrictions from the COVID pandemic starting in early 2020.

The applicant's complete response is at Exhibit E.

**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 finds a preponderance of the evidence does not substantiate the applicant's contentions. While the Board notes the comments from AFPC/DPMSSM the applicant's record does not contain an AF Form 1089, the DFAS records shows he sold and was paid for 30 days of leave with his October 2006 reenlistment. As such, the applicant has provided no evidence to show he did not receive said payment and 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 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-2023-01299 in Executive Session on 13 February 2024:

**Work-Product** Panel Chair

**AFBCMR Docket Number BC-2023-01299**

**CUI//SP-MIL/SP-PRVCY**

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*Work-Product*, Panel Member  
*Work-Product*, Panel Member

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

- Exhibit A: Application, DD Form 149, w/atchs, dated 31 March 2023.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory Opinion, AFPC/DPMSSM, w/atchs, dated 7 August 2023.
- Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 14 August 2023.
- Exhibit E: Applicant's Response, dated 13 September 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.

5/20/2024

X *Attorney-Cli...*

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*Work-Product*  
Board Operations Manager, AFBCMR  
Signed by: *Work-Product*