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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-2023-01968

Work-Product

COUNSEL: Work-Product

HEARING REQUESTED: NO

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APPLICANT'S REQUEST

She be allowed to transfer his Post-9/11 GI Bill education benefits (TEB) to her eligible dependents.

APPLICANT'S CONTENTIONS

On 20 Apr 13, she completed and signed the Statement of Understanding (SOU) to transfer her Post 9/11 GI Bill Benefits to her eligible dependent. She accomplished this at the Travis AFB Reserve Education office and was informed that was all that she needed to accomplish and that the clerks in the office would ensure that it was placed in the system. She fulfilled the required four year commitment, and she is now being told by the Veterans Administration that there is no record of her TEB in the system. She requests that this error be corrected so that her daughter can be issued the required certificate of eligibility.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is a retired Air Force Reserve lieutenant colonel (O-5), awaiting retired pay.

On 20 Apr 13, according to the *Post 9/11 G.I. Bill Transfer of Educational Benefits Statement of Understanding* (SOU), the applicant signed the SOU and acknowledged that she will incur a service obligation of four (4) years and that the Transfer Begin Date will be the date she applies via the TEB system.

On 20 Apr 13, according to the applicant's Benefits for Education Administrative Services Tool (BEAST) record, she submitted her application for TEB.

On 1 Sep 17, a pull from her Military Personnel Database System (MilPDS) records, dated 10 Aug 23, reflects she was credited with 20 years, 4 months and 12 days of total satisfactory federal service.

Effective 1 Sep 17, according to Reserve Order Work-Product dated 21 Mar 17, she was assigned to the Retired Reserve Section and placed on the USAF Retired Reserve List.

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

**AFBCMR Docket Number BC-2023-01968
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Controlled by: SAF/MRB
CUI Categories: SP-MIL/SP-PRVCY
Limited Dissemination Control: N/A
POC: SAF.MRBC.Workflow@us.af.mil

APPLICABLE AUTHORITY/GUIDANCE

Air Force Instruction (AFI) 36-2306, *Voluntary Education Program*, 13 Aug 10, paragraph A9.18. *Transferability of unused benefits to dependents*, Eligibility. Any member of the Armed Forces (active duty and/or Selected Reserve) who meets Post-9/11 GI Bill eligibility requirements and at the time of the approval of the member’s request to transfer entitlement to educational assistance: Has at least 6 years of service in the Armed Forces (active duty and/or Selected Reserve) on the date of election and agrees to serve 4 additional years in the Air Force from the date of request, regardless of the number of months transferred

AIR FORCE EVALUATION

ARPC/DPAT, 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 due to a system error which prevented her TEB SOU from being uploaded in the system.

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 24 Jul 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/DPAT 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 that on 20 Apr 13 she elected to transfer her Post 9/11 GI Bill Educational Benefits to her eligible dependents.

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-2023-01968 in Executive Session on 31 Aug 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 7 Jun 23.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory opinion, ARPC/DPAT, w/atchs, dated 18 Jul 23.
- Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 24 Jul 23.

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.

X  3/4/2024
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Board Operations Manager, AFBCMR

Signed by:  *Work-Product*