



Work-Product

UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2023-02383

Work-Product

COUNSEL:NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

The break in service following his separation from active duty and his appointment in the Air Force Reserve be eliminated.

APPLICANT'S CONTENTIONS

Through no fault of his own, he was scrolled after his date of separation, which resulted in a break-in-service.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an Air Force Reserve major (O-4).

On 7 May 23, according to DD Form 214, *Certificate of Release or Discharge from Active Duty*, the applicant resigned from the Regular Air Force on 7 May 23, in the grade of O-4.

On 17 May 23, according to Reserve Order Work-Product, dated 30 Aug 23, the applicant's appointment to the Air Force Reserve (Work-Product) was approved by the Secretary of Defense.

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 approval. Based on the documentation provided by the applicant and analysis of the facts, there is evidence of an error or injustice. The applicant was separated from the Regular Air Force on 7 May 23. His appointment to the Air Force Reserve (Work-Product) was approved by the Secretary of Defense on 17 May 23. The break-in-service between his separation from active duty and appointment into the Air Force Reserve was due to no fault of the applicant. Additionally, according to his DD Form 214, he had a follow-on assignment in the Reserve. Therefore, the break-in-service should be eliminated in accordance with the SAF/GCM policy granting the Board the authority to adjust the applicant's date of separation.

The complete advisory opinion is at Exhibit C.

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APPLICANT'S REVIEW OF AIR FORCE EVALUATION

The Board sent a copy of the advisory opinion to the applicant on 12 Sep 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 that he was not released from active duty effective 7 May 23 but on that date, he was continued on active duty until 16 May 23 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-2023-02383 in Executive Session on 7 Nov 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 22 Jul 23.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory opinion, ARPC/DPAR, dated 6 Sep 23.
- Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 12 Sep 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.

3/31/2025

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