



Work-Product

UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2023-02827

Work-Product

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

1. The break in service between her active duty separation and entry into the Air Force Reserve be eliminated.
2. Her pay date and any other service dates affected by her break in service be corrected.

APPLICANT'S CONTENTIONS

In 2014, she transferred from active duty to the Air Force Reserve and discovered, through no fault of her own, her appointment order contained a break in service and her pay date was changed to 18 Jul 06.

In support of her request, she provides her DD Form 214, *Certificate of Release or Discharge from Active Duty*, appointment order, and AF Form 1288, *Application for Ready Reserve Assignment*, as evidence of the break in service and AF Form 1613, *Statement of Service*, as evidence of her original pay date.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an Air Force Reserve lieutenant colonel (O-5).

On 6 Dec 06, according to AF Form 1613, the applicant's Pay Date, Total Federal Commissioned Service Date (TFCSD), and Total Year Service Date (TYSD) reflect as 27 May 06.

On 31 May 10, according to Special Order **Work-Product**, dated 31 May 10, the applicant was promoted to captain (O-3).

On 1 Aug 14, according to DD Form 214, the applicant was released from active duty and credited with 8 years, 1 month, and 27 days of active duty service.

Effective 23 Sep 14, according to ARPC IMT 92, *Appointment Order*, Reserve Order **Work-Product** dated 21 Nov 14, the applicant's appointment as a captain in the Air Force Reserve was approved by the Secretary of Defense. Her date of rank reflects 23 Jul 10, and her service dates were adjusted for the break in service.

According to Military Personnel Data System document, dated 14 Nov 23, the applicant's Pay Date, TFCSD, and TYSD reflect 18 Jul 06.

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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 (Accessions Division) recommends granting the application. Based on the documentation provided and analysis of the facts, there is evidence of an error or injustice pertaining to the break in service incurred when the applicant transferred from the Regular Air Force to the Air Force Reserve. The applicant was separated from active duty on 1 Aug 14 and assigned to scroll 364, which was approved by the Secretary of Defense on 26 Jan 15. On 21 Nov 14, an appointment order was created appointing the applicant in the Air Force Reserve effective 23 Sep 14. During the review process, it was discovered the original appointment order was processed incorrectly. The applicant should have been appointed on 26 Jan 15 or later based on the scroll approval date. However, correcting the applicant's date of appointment to match the scroll approval date would create a greater injustice in her record. ARPC/DPAR recommends changing the applicant's date of separation to 22 Sep 14 to align with the start of her appointment in the Air Force Reserve and restore affected service dates as appropriate.

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 26 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. Through no fault of her own, the applicant incurred a break in service when she transferred from active duty to the Air Force Reserve. The break in service was due to a delay in the scrolling process and caused a change to her pay date and other service dates. Adjusting the applicant's date of separation eliminates the break in service and appropriately restores other affected service dates. 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 the APPLICANT be corrected to show that she was not released from active duty on 1 Aug 14, but on that date, she was continued on active duty until 22 Sep 14, on which date she tendered her resignation, was discharged from all Regular Air Force appointments, and 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-2023-02827 in Executive Session on 14 Dec 23:

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

Exhibit A: Application, DD Form 149, w/atchs, dated 29 Aug 23.

Exhibit B: Documentary evidence, including relevant excerpts from official records.

Exhibit C: Advisory opinion, ARPC/DPAR, dated 26 Sep 23.

Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 10 Oct 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.

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