



**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:**

*Work-Product*

**DOCKET NUMBER:** BC-2023-03445

**COUNSEL:** *Work-Product*

**HEARING REQUESTED:** YES

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**APPLICANT'S REQUEST**

Restoration of 19 days of annual leave for Fiscal Year 2022.

**APPLICANT'S CONTENTIONS**

He was not able to take sufficient leave due to COVID-19 restrictions in Belgium and as the European Action Group *Work-Prod...* supporting 7-day operations. Additionally, he was not afforded the opportunity to take leave due to mission requirements in support of the Russia-Ukraine force buildup and the resulting active conflict. Further, he was not afforded the opportunity to take earned leave as his report not later than date for his permanent change of station assignment was accelerated by 16 days. Finally, after his PCS assignment he was not afforded the opportunity to take earned leave as his general officer leadership moved his flying training requalification dates in order to deconflict with his duties as staff director.

The applicant's complete submission is at Exhibit A.

**STATEMENT OF FACTS**

The applicant is an Air Force colonel (O-6).

On 29 Nov 22, according to a *Fiscal Year (FY) 2023 Special Leave Accrual (SLA) request – [applicant]* memorandum, he requested 19 days of leave be restored due to his inability to take sufficient leave during FY22 because of Belgian COVID restrictions, European Command/NATO battle rhythm, and incoming 4-star Commander support.

On 2 Dec 22, the Commander, *W...* Air Force, concurred with the applicant's request.

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, 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. Although the applicant does not meet the requirements for SLA, he attempted to manage his leave, but circumstances beyond his control negatively affected his ability to exhaust 19 days of leave before the end of FY22.

The complete advisory opinion is at Exhibit C.

**AFBCMR Docket Number BC-2023-03445**  
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Controlled by: SAF/MRB
CUI Categories: SP-MIL/SP-PRVCY
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**APPLICANT’S REVIEW OF AIR FORCE EVALUATION**

The Board sent a copy of the advisory opinion to the applicant on 9 Jan 24 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 AFPC/DPMSSM and finds a preponderance of the evidence substantiates the applicant’s contentions. Therefore, the Board recommends correcting the applicant’s records as indicated below.
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 pertinent military records of the Department of the Air Force relating to APPLICANT be corrected to show 19 days of leave be restored to his current leave balance.

**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-2023-03445 in Executive Session on 23 Apr 24:

**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 29 Sep 23.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory opinion, AFPC/DPMSSP, dated 27 Dec 23.
- Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 9 Jan 24.

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.

5/3/2024

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