THE FORCE

CUI//SP-MIL/SP-PRVCY

UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

Work-Product

DOCKET NUMBER: BC-2023-03636

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

Her effective Date of Rank (EFF DOR) in the grade of Major (O-4) be corrected to reflect 27 Jul 22.

APPLICANT'S CONTENTIONS

On 24 Feb 22, she met the CY22A Major Promotion Vacancy Board (PVO422A). However, when the Secretary of Defense (SecDef) signed the scroll, her name was not listed. After reaching out to Joint Force Headquarters Mississippi (JFHQ-MS) it was discovered her promotion package was emailed to the wrong email organizational box at the National Guard Bureau (NGB). JFHQ-MS sent a memorandum to NGB/A1PO requesting to waive the Federal Recognition Review Board (FRRB) 60-day submission requirement and not penalize her based upon factors outside of her and her organizations control. NGB/A1PO approved the request, accepted the promotion package, and she was placed on the PVO422E scroll. On 23 Jan 23, the SecDef approved the PVO422E scroll, and her EFF DOR was updated to reflect 23 Jan 23 instead of being backdated to reflect 27 Jul 22, which was the date of her original promotion board.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an Air National Guard major (O-4).

On 24 Feb 22, according to Special Order *Work-Product*, the applicant was extended Federal recognition and promoted to O-4. On this same date, according to NGB Form 89-1, *Proceedings of a Federal Recognition Examining Board (FREB)*, provided by the applicant, a three-member board found she was qualified for the promotion to O-4 and recommended she be granted Federal Recognition.

On 30 Aug 22, according to a Memorandum for NGB/A1PO, Request to Waive Federal Recognition Review Board (FRRB) 60-day Submission Requirement, provided by the applicant, states the submission of the promotion package was delayed due to the package being sent to the incorrect organizational email address, and was no fault of the applicant.

According to an Officer Reserve Grade History Report from the Military Personnel Data System (MilPDS), the applicant's current grade DOR reflects 24 Feb 22, and the current grade effective date reflects 23 Jan 23.

Controlled by: SAF/MRB

CUI Categories: SP-MIL/SP-PRVCY Limited Dissemination Control: N/A POC: SAF.MRBC.Workflow@us.af.mil

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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

NGB/A1PO, recommends granting the application. Based on documentation provide by the applicant and analysis of the facts, there is evidence an error occurred at no fault of the applicant. The applicant requested her current EFF DOR of 23 Jan 23 be corrected to reflect 27 Jul 22 in line with the CY22A O-4 PV board she met for promotion. On 24 Feb 22, she met the FREB, and was found qualified for promotion to O-4 and granted Federal Recognition. However, on 29 Aug 22, it was discovered that JFHQ-MS sent her promotion package to an incorrect organizational box email address and NGB/A1PO never received the package. The applicants original FREB date was honored; however, she was placed on a later scroll, CY22D. On 23 Jan 23, the SecDef approved the CY22D promotion cycle, and her EFF DOR was updated with the same date. Had the promotion package been submitted to the correct email address, her EFF DOR would have been updated to reflect 27 Jul 22.

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 27 Nov 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 NGB/A1PO 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 her Effective Date of Rank in the grade of Major (O-4) and in the Air National Guard be backdated to reflect 27 July 2022.

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-2023-03636 in Executive Session on 12 Mar 24:



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

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Exhibit A: Application, DD Form 149, w/atchs, dated 15 Oct 23.

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

Exhibit C: Advisory opinion, NGB/A1PO, dated 27 Nov 23.

Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 11 Dec 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.

4/5/2024

