



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-2023-03777

COUNSEL: *Work-Product*

HEARING REQUESTED: NO

APPLICANT'S REQUEST

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

APPLICANT'S CONTENTIONS

His recruiter submitted his Palace Front paperwork three months prior to his separation from active duty as he intended to transition directly from active duty to the reserve. However, through no fault of his own, he was scrolled after his date of separation, which caused a break in service from 2 Sep 21 – 26 Sep 21.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

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

On 19 Jun 09, according to DD Form 214, *Certificate of Release or Discharge from Active Duty*, the applicant entered the Regular Air Force and was separated on 1 Sep 21 in the grade of major (O-4).

On 27 Sep 21, according to Reserve Order *Work-Product* dated 7 Dec 21, the applicant's appointment to the Air Force Reserve (Scroll *Work-...*) 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 granting the request. 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 1 Sep 21. His appointment to the Air Force Reserve (Scroll *Work-P...*) was approved by the Secretary of Defense on 27 Sep 21. 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. 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.

**AFBCMR Docket Number BC-2023-03777
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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

APPLICANT’S REVIEW OF AIR FORCE EVALUATION

The Board sent a copy of the advisory opinion to the applicant on 22 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 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 1 Sep 21 but on that date, he was continued on active duty until 26 Sep 21, 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-2023-03777 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 3 Nov 23.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory opinion, ARPC/DPAR, w/atchs, dated 19 Jan 24.
- Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 22 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.

5/30/2024

X **Work-Prod...**

Work-Product
Board Operations Manager, AFBCMR
Signed by: USAF