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UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2023-03934

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COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

Her DD Form 214, *Certificate of Release or Discharge from Active Duty*, be amended to reflect the grade of technical sergeant (E-6).

APPLICANT'S CONTENTIONS

She tested for promotion to E-6 in early spring 1991 and separated from the Air Force in July 1991 before receiving promotion results. Since 1992, she repeatedly tried to obtain her promotion results but was unsuccessful. On 20 April 2016, she received a letter from the National Personnel Records Center, indicating they found no records of her promotion test. Discouraged, she did not make another request until 12 August 2023, when she received a copy of her DD Form 214. She made additional requests in September and November 2023, but only received her last enlisted performance report, which indicated she was ready for promotion. Despite her efforts, she has not received any answers about her promotion test results. Having been promoted to E-5 on her first attempt, she is confident she performed well for the E-6 test. There is no evidence suggesting she did not pass the promotion testing criteria and would have been promoted had she not separated from the Air Force.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an honorably discharged Air Force staff sergeant (E-5).

On 26 July 1991, according to DD Form 214, the applicant was honorably discharged from the Regular Air Force in the grade of E-5 with a date of rank of 1 May 1989. She was credited with 8 years, 4 months, and 24 days of active duty service.

For more information, see the excerpt of the applicant's record at Exhibit B and the advisory at Exhibit C.

APPLICABLE AUTHORITY/GUIDANCE

In accordance with (IAW) AFR 39-29, dated 23 April 1990, an airman is eligible for promotion provided he or she is recommended, in writing, by the promotion authority, was serving on active duty in enlisted status as of the promotion eligibility cut-off date (PECD), and has served in continuous active duty until the effective date of promotion. Additionally, airman must meet the

AFBCMR Docket Number BC-2023-03934

Work-Product

Work-Product

minimum eligibility requirements for promotion outlined in AFR 39-29, dated 23 April 1990, Table 5., Rule 3.

AIR FORCE EVALUATION

AFPC/DPMSPP (Enlisted Promotions) recommends denying the application. Based on the documentation provided and analysis of the facts, there is no evidence of an error or injustice. The applicant's service record, to include the Weighted Airman Promotion System file, reflects the applicant's date of rank was 1 May 89. This made her ineligible for the 91A6 promotion cycle due to not meeting the required time in grade (TIG). IAW AFR 39-29, Table 5, Rule 3, the minimum TIG requirement for promotion consideration to E-6 was 18 months as of the PECD 1 January 1989. Moreover, there are no records of the applicant testing for promotion, being selected for promotion, or receiving a line number for promotion to E-6.

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 16 September 2024 for comment (Exhibit D) but has received no response.

FINDINGS AND CONCLUSION

1. The application was not 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 not the victim of an error or injustice. The Board concurs with the rationale and recommendation of AFPC/DPMSPP and finds a preponderance of the evidence does not substantiate the applicant's contentions. Therefore, the Board recommends against correcting the applicant's record. There is no documentation in the applicant's service record to support and verify promotion to E-6. Based on the applicant's date of rank of 1 May 1989, she would not have been eligible to test for promotion during the 91A6 promotion cycle because she did not meet the TIG requirement. The Board also notes the applicant did not file the application within three years of discovering the alleged error or injustice, as required by Section 1552 of Title 10, United States Code, and Department of the Air Force Instruction (DAFI) 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*. The Board does not find it in the interest of justice to waive the three-year filing requirement and finds the application untimely.

RECOMMENDATION

The Board recommends informing the applicant the application was not timely filed; it would not be in the interest of justice to excuse the delay; and the Board will reconsider the application only upon receipt of relevant evidence not already presented.

CERTIFICATION

The following quorum of the Board, as defined in DAFI 36-2603, paragraph 2.1, considered Docket Number BC-2023-03934 in Executive Session on 6 February 2025:

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Panel Chair

AFBCMR Docket Number BC-2023-03934

Work-Product

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All members voted against correcting the record. The panel considered the following:

Exhibit A: Application, DD Form 149, w/atchs, dated 20 November 2023.

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

Exhibit C: Advisory Opinion, AFPC/DPMSP, w/atchs, dated 10 September 2024.

Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 16 September 2024.

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.

3/28/2025

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Board Operations Manager, AFBCMR

Signed by: *Work-Product*

AFBCMR Docket Number BC-2023-03934

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