



**UNITED STATES AIR FORCE
BOARD FOR CORRECTION OF MILITARY RECORDS**

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2023-04032

COUNSEL: NONE

HEARING REQUESTED: YES

APPLICANT'S REQUEST

His Regular Air Force (RegAF) active duty service be added to his years of satisfactory service toward an Air Force Reserve retirement.

APPLICANT'S CONTENTIONS

His active duty service time was not counted towards his 20 years of Satisfactory Service on his Reserve Retirement Order *Work-Product* from Headquarters Air Reserve Personnel Center (ARPC), which only reflects his Reserve service time of 8 years. He requests the note under the Reason portion of the retirement order, "COMPL 8 YERS SAT SVC, NOT ELIG FOR RETIRED PAY AT AGE 60 UNDER 10 U.S.C. 1331", be removed and corrected to include his 15 plus years of active RegAF service. The correction should be made so he may be approved for retirement pay. He believed the Reserve order pertained to him separating from the Reserve component and did not establish his eligibility for retirement. He thought the "note" only referenced retirement pay based on his Reserve service, not his entire service history. He did not discover the Reserve order was a definitive statement of his eligibility to receive retirement pay until he applied for retirement pay in Oct 23. The Reserve order needs to be corrected to include his 15 years and 4 months of RegAF active service plus the 8 years of Reserve service, so he can continue his application to receive retirement pay.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

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

On 1 Dec 87, according to DD Form 214, *Certificate of Release or Discharge from Active Duty*, , the applicant was released from the Regular Air Force for the period 31 Jul 72 through 1 Dec 87. Block 12, *Record of Service*, reflects 15 years, 6 months, and 1 day of "Net Active Service This Period".

On 30 Jun 96, according to Reserve Order [REDACTED] provided by the applicant, dated 30 Oct 96, the applicant was assigned to the Retired Reserve and placed on the USAF Reserve Retired List. The order includes a statement indicating the applicant's age as 37 and that he completed eight years of satisfactory service, not eligible for retired pay at age 60 under 10 U.S.C. 1331.

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[REDACTED]

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

AIR FORCE EVALUATION

ARPC/DPTT (Transition Division) recommends denying the application. A review of the applicant's military personnel record indicates that a Reserve Order ([REDACTED]) was issued on 30 Oct 96. This placed the applicant in the Honorary Retired Reserves effective 30 Jun 96, as an honorary retiree. Per Department of the Air Force Instruction (DAFI) 36-3203, *Service Retirements*, 29 Jan 21, paragraph 9.10.1. states that "The Honorary Retired Reserve was eliminated in Sep 97. Members previously assigned remain in the Honorary Retired Reserve; however, members are not entitled to Reserve retired pay or an identification (ID) card." Furthermore, per Title 10 United States Code (U.S.C.), Chapter 1223, Section 12731, eligibility for retired pay requires that the applicant "has performed at least 20 years of service." At the time of issuance, the applicant had only served a total of 19 years, 6 months and 1 day of satisfactory service.

The applicant contends that the remarks, made under the "Reason" section of the retirement order that state "AGE 37, COMPL 8 YRS SAT SVC, NOT ELIG FOR RETIRED PAY AT AGE 60 UNDER 10 U.S.C. 1331," be removed and replaced with his total satisfactory service. The remarks on his Reserve order were system generated based on the Retired Reserve Section that was input into the Military Personnel Data System (MilPDS) at the time of his retirement. This statement does not pertain specifically to the member's record history, instead it references the prerequisites of the Honorary retiree program. A Retired Reserve Section ID of ZH indicates the applicant was granted Honorary Retired Reserve status. It is noteworthy that the reporting of satisfactory service was not incorporated into the design and/or layout of any Reserve retirement order; therefore, it has never been specified or stated on any order for a member transferring to the Retired Reserve.

The complete advisory opinion is at Exhibit C.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION

The Board sent a copy of the SAF/MR memorandum to the applicant on 28 Jan 25 for comment (Exhibit D), and the applicant replied on 25 Feb 25. In his response, the applicant contended he believes his petition to receive retirement pay and medical benefits has merit and requests it be granted by the AFBCMR using ARPC's "Proposed Directive Language". He asks that the Reason order be corrected to remove the current erroneous statement and the ARPC Retirements Branch be instructed to include the total amount of satisfactory service, as per his DD Form 214 and Reserve Order EK-0637, under the Remarks section. While he chose not to appear before the Board, he regrets that choice and would be very inclined to attend in person, by video or phone if those options are still available.

The applicant's complete response is at Exhibit E.

FINDINGS AND CONCLUSION

1. The application was not timely filed. The Board 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

[REDACTED]

10, United States Code, and Department of the Air Force Instruction 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*. While the applicant asserts a date of discovery within the three-year limit, the Board does not find the assertion supported by a preponderance of the evidence.

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 ARPC/DPTT and finds a preponderance of the evidence does not substantiate the applicant's contentions. Therefore, the board recommends against correcting the applicant's records. Based on system program design and software, the remarks in question were in compliance with the applicable reserve section upon which the applicant was eligible for at the time of issuance. They had no involvement regarding the amount of Satisfactory Service time completed by the applicant at the time of his retirement. Satisfactory Service has never been input on any member's reserve retirement order. The applicant has not provided any evidence he performed additional service not already accounted for in order to reach 20 years of creditable service for retirement. There is no error with his orders as constituted. Therefore, the Board recommends against correcting the applicant's records.

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 Board recommends informing the applicant that 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 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-2023-04032 in Executive Session on 10 Apr 25:

[REDACTED], Panel Chair
[REDACTED], Panel Member
[REDACTED], Panel Member

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

Exhibit A: Application, DD Form 149, w/atchs, dated 2 Dec 23.

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

Exhibit C: Advisory Opinion, ARPC/DPTT, w/atchs, dated 16 Jan 25.

Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 28 Jan 25.

Exhibit E: Applicant Response, dated 25 Feb 25.



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.

4/29/2025

X



Board Operations Manager, AFBCMR
Signed by: USAF

