



Attorney-Client

UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2024-01377

Attorney-Client

COUNSEL: NONE

HEARING REQUESTED: YES

APPLICANT'S REQUEST

His updated Officer Selection Record (OSR), prepared for consideration by the Calendar Year 2022A (CY22A) Lieutenant Colonel (O-5) Board, be provided Special Selection Board (SSB) consideration by the A0522A Lieutenant Colonel (LAF) Central Selection Board (CSB).

APPLICANT'S CONTENTIONS

He was awarded an SSB for the O-5 Reserve Officer Personnel Management Act (ROPMA) 2022 board due to unusual and unforeseen circumstances in populating his record after being gained to the Air National Guard (ANG) from the Coast Guard and being passed over. His record was subsequently populated with his previous service information, and he was passed over for the SSB due to the board viewing his record as it did for the 2022 ROPMA board, without his previous performance reports and information, mitigating the reason he was granted an SSB. The 2023 O-5 ROPMA board promoted him without question as they viewed his entire updated personnel record.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is a currently serving ANG major (O-4).

On 19 May 2004, the applicant entered active duty in the U.S. Coast Guard, and on 19 May 2017, he was honorably discharged having served 13 years and 1 day of total active service, including 1 year, 7 months, and 7 days total sea service. His narrative reason for separation reflects "Completion of Required Active Service."

On 28 March 2018, according to AF Form 133, *Oath of Office (Military Personnel)*, the applicant was appointed as Reserve of the Air Force in the grade of O-4.

AF Form 709, *Promotion Recommendation*, provided by ARPC/PB, was prepared for the A0522A promotion board and reflects an overall recommendation of "Promote."

The applicant was considered and not selected for promotion to the grade of O-5 by the original A0522A promotion board which convened on 4 April 2022.

According to a Board Discrepancy Report for Board ID A0522A, dated 14 January 2022, the applicant's record listed two evaluation discrepancies and four decoration discrepancies.

AFBCMR Docket Number BC-2024-01377

Attorney-Client

Controlled by: SAF/MRB
Attorney-Client

Limited Dissemination Control: N/A
POC: SAF.MRBC.Workflow@us.af.mil

On 15 February 2022, the applicant's senior rater signed the applicant's PRF prepared for consideration by the A0522A Lieutenant Colonel Board.

According to AF Form 77, *Letter of Evaluation*, dated 14 Oct 22, due to delays in hiring actions, the applicant had a break in service from May 2017 to March 2018 transitioning from the active duty Coast Guard to the ANG.

According to ARPC the applicant met an SSB for A0522A on 9 March 2023, due to his record not being up to date. It was confirmed his OSR for SSB A0522A did contain the missing documents that were not present for the original A0522 board.

According to Special Order Number [Attorney-Cl...], dated 1 October 2023, the applicant was extended Federal recognition and promoted to the grade of O-5, effective and with a date of rank (DOR) of 1 October 2023.

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

APPLICABLE AUTHORITY/GUIDANCE

Department of the Air Force Instruction (DAFI) 36-2501, *Officer Promotions and Selective Continuation*, paragraph 1.11. *Eligible Officers*. Monitors their eligibility for promotion consideration by various zones (below-the promotion zone (BPZ) if applicable, in-the-promotion-zone (IPZ), and above-the-promotion zone (APZ)), and competitive category. The officer's Core ID 150 days before the board convening date referred to in this publication as day 150, designates the competitive category for promotion consideration. Ensures the accuracy of their own personnel data and Electronic Officer Selection Record (eOSR) as defined in AFI 36-2608, *Military Personnel Records Systems*, prior to the board convening date. Reviews their OPB for accuracy of personnel data and any adverse information and takes necessary steps to correct errors prior to the board. Receives promotion recommendation from senior rater approximately 30 days prior to the board. Reviews promotion recommendation forms (PRFs) and evaluations for accuracy and discusses concerns with rating officials. Identifies omissions of facts (e.g., significant achievements, wrong duty title or duty description). Considers submitting a letter to the board if applicable. Reports errors to the MPF or other points of contact listed on the OPB instruction sheet.

Chapter 6, *Special Selection Boards*. SSBs are designed to recreate the competition from an original selection board to the maximum extent possible to determine if an officer would have been selected had they been properly considered. The Air Force Board for Correction of Military Records or a federal court can direct an officer for consideration by an SSB. SSB consideration is based on legal, administrative, and material errors. An SSB will not be granted if, by exercising reasonable diligence, the officer should have discovered the error or omission and could have taken corrective action before the originally scheduled board convened.

AIR FORCE EVALUATION

ARPC/PB (Selection Board Secretariat) recommends denying the application. When the applicant transferred from the Coast Guard to the ANG, his records did not automatically transfer to the Air Force Automated Records Management System (ARMS). When the applicant met the original promotion board for A0522A, since the documents from the Coast Guard were not in ARMS, they were also not in his OSR for the board to consider. The applicant was not selected for promotion by the original A0522A promotion board. During the applicant's post board counseling, it

was discovered the applicant's record was missing documents from his time in the Coast Guard. The applicant was approved for an SSB by the ARPC, Selection Board Secretariat, which convened on 9 March 2023. When the applicant's record met the SSB for A0522A on 9 March 2023, ARPC Policy and Procedures ensured his OSR was updated and included the missing Coast Guard evaluations and decorations. It has been confirmed that his OSR for SSB A0522A which convened on 9 March 2023 did contain the documents that were missing from the original A0522A board; therefore, another SSB for A0522A should not be granted.

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 31 July 2024 for comment (Exhibit D), and the applicant replied on 29 August 2024. In his response, the applicant contends his personnel file was not updated with his entire U.S. Coast Guard career for his OSR for the SSB for A0522A on 9 March 2023. Specifically, he received word from ARPC indicating that the SSB A0522A "reviewed your record, as it would have appeared for the A0522A board with the exception of adding in your Developmental Education (DE). Since your DE was missing from your record when the original board met, that is the only item we updated in your record. Any documents added to your record post the convening date of A0522A would not have been included in your OSR for the A0522A SSB you met." This is in direct contradiction to the 10 July 2024 findings from the Selection Board Secretariat Director. He does not believe a malicious event occurred. He can reasonably see how a clerical error may have been made whilst creating an OSR for the SSB that was to appear as it did for the original board. This provided an opportunity for dates and times of files to be confused while creating a time sensitive OSR. He was also informed that his record was not updated. Since he was selected on the next year's ROPMA board which met not more than a week after the SSB, without any major changes in his record except the A0523A board had his entire record at their disposal in ARMS displays the intent of the SSB was not carried out as intended. He requests to meet the SSB A0522A board with his complete record as it stands in ARMS.

The applicant's complete response is at Exhibit E.

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 not the victim of an error or injustice. The Board concurs with the rationale and recommendation of ARPC/PB and finds a preponderance of the evidence does not substantiate the applicant's contentions. In this respect, the Selection Board Secretariat confirmed the documents from the applicant's service in the Coast Guard missing from the original A0522A CSB were added to his OSR prior to the A0522A SSB convening on 9 March 2023 and were properly considered by the SSB. 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 the evidence did not demonstrate material error or injustice, 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-2024-01377 in Executive Session on 19 November 2024:

Attorney-Client

, Panel Chair

Attorney-Client

, Panel Member

Attorney-Client

, Panel Member

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

Exhibit A: Application, DD Form 149, w/atchs, dated 31 May 2024.

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

Exhibit C: Advisory Opinion, ARPC/PB, dated 10 July 2024.

Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 31 July 2024.

Exhibit E: Applicant's Response, w/atch, dated 29 August 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.

9/9/2025

X

Attorney-Client

Board Operations Manager, AFBCMR
Signed by: USAF