



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

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2024-01471

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

He receive points, no pay for the Unit Training Assembly periods of Apr 13 – Jul 13.

APPLICANT'S CONTENTIONS

He has been in the Air National Guard (ANG) for almost 20 years. In 2012 he incurred a back injury while on Title 10 orders during a deployment to Afghanistan and he notified his unit's medical squadron upon his return in Oct 12. His LOD was not finalized until Nov 12. He had back surgery in Mar 13. His unit placed him on Continuation Pay Status (or Incapacitation Pay/INCAP Pay) for pay and not points since he was unable to work his civilian job. However, he was present at his unit and wing for a portion of every UTA from Apr 13 through Jul 13 and even though he requested days during this period, he did not receive any points. As a result, he currently had a bad year, unsatisfactory year of service, due to leadership's decision.

He was unaware that he had not been credited with points for this period until Dec 14. He then notified his unit staff, his Chief, and his Detachment Commander, who after presenting his case informed him they would submit a pay card for points only for the days he was present in order to correct his bad year.

This correction should be made because he was present at the UTAs even though he was recovering from surgery and did not know the decisions made by his leadership would result in a bad year.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an ANG senior master sergeant (E-8).

On 8 Nov 11, according to Special Order [REDACTED], dated 25 Aug 11, provided by applicant, he was ordered to active duty in accordance with 10 USC 12302 and AFI 10-402, *Mobilization Planning* in support of [REDACTED] for the period of 8 Nov 11 – 13 Oct 12.

On 21 Dec 12, according to AF Form 348, *Line of Duty Determination*, dated 28 Nov 12, the Appointing Authority found the applicant's diagnosis of Lumbago to be In Line of Duty (ILOD).

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Controlled by: SAF/MRB

Limited Dissemination Control: N/A

POC: SAF.MRBC.Workflow@us.af.mil



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unit commander to prevent possible recoupment of overpayment.

AIR FORCE EVALUATION

NGB/A1PP recommends denying the request. Based on the documentation provided by the applicant and analysis of the facts, there is no evidence of an error or injustice. While the applicant states his leadership placed him in a pay status to receive pay, but not points for his attendance for UTA, which could have resulted in him missing points for the requested period, from Apr 13 through Jul 13, no documentation was found to show he was placed in any other status during that time period. Furthermore, the applicant did not provide sufficient documentation showing he was placed in a pay with no points status.

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 24 Jun 24 for comment (Exhibit D), and the applicant replied on 7 Jul 24. In his response, the applicant contended the attached PCARS report clearly shows he was placed in a status of pay and no points (Continuation Pay) from 11 Mar 13 to 2 Aug 13. During this period he was physically present at his unit's UTAs, reporting to the [REDACTED] Medical Group, the [REDACTED] Finance, and the [REDACTED] Air Wing command section every UTA to complete the INCAP paperwork. At the time, he was residing in North Carolina and was traveling to Georgia for each UTA without any travel or lodging reimbursement due to his pay status.

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 NGB/A1PP and finds a preponderance of the evidence does not substantiate the applicant's contentions. Specifically, the Board finds the evidence insufficient to support his claim that he was placed in a pay, no points status during the period in question. Therefore, the Board recommends against correcting the applicant's records.

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

[REDACTED]

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-2024-01471 in Executive Session on 14 Jan 25:

[REDACTED] III, 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 18 Apr 24.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory Opinion, NGB/A1PP, dated 17 Jun 24.
- Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 24 Jun 24.
- Exhibit E: Applicant's Response, w/atchs, dated 7 Jul 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.

4/6/2025

X	[REDACTED]
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Board Operations Manager, AFBCMR

Signed by: [REDACTED]