



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

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2024-01521

COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

His Date of Rank (DOR) of 1 Sep 22 be adjusted to 1 Mar 22, without entitlement to any backpay or benefits.

APPLICANT'S CONTENTIONS

He met all the eligibility requirements, in accordance with ANGI 36-2504, *Federal Recognition of Promotion in the Air National Guard (ANG) and as a Reserve of the Air Force below the grade of General Officer*, for a position vacancy promotion and an accelerated promotion. However, due to administrative errors at the State level, his accelerated promotion request was returned by the JFHQ-NC/A1 as they incorrectly accounted for an overgrade of O-5s at the squadron level when they were determining vacancies per ANGI 36-2504, paragraph 3.2.2.2, and DAFI 36-2110, *Total Force Assignments*, paragraphs 16.1.14.2, and prevented him from receiving an accelerated promotion. The requested adjusted DOR is after the Established Public Release date of 13 Oct 21.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is an ANG lieutenant colonel (O-5).

According to the applicant's Officer Grade History report, he was promoted to the grade of major with a DOR and effective DOR (EFF DOR) of 1 Sep 15.

According to Special Order [REDACTED], dated 1 Sep 22, the applicant was extended Federal recognition and promoted to the grade of lieutenant colonel with a DOR and EFF DOR of the same.

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

APPLICABLE AUTHORITY/GUIDANCE

Air Force Instruction (AFI) 36-2504, *Officer Promotion, Continuation, and Selective Early Removal in the Reserve of the Air Force*, Table 3.1, Time in Grade, reserve officers promoting to major must have seven years' time in grade.

ANGI 36-2504, *Federal Recognition of Promotion in the Air National Guard (ANG) and as a Reserve of the Air Force below the grade of General Officer* 3.3. Eligibility Requirements.

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

[REDACTED]

Nominees' for Federal recognition of a position vacancy promotion, who do not meet the requirements, will be returned to the State without action. The requirements are:

3.3.12. Nominees' must be recommended for Federal recognition by the Adjutant General. This authority may be delegated by the Adjutant General to an officer on the ANG State Headquarters staff for recommendations to grades below colonel.

3.2. Position Vacancy Determination.

3.2.1. The position vacancy must be within the nominee's competitive promotion category, which is determined by Duty Air Force Specialty Code (DAFSC). Additionally, the Line category will be sub-divided into "rated" and "non-rated" groupings to determine if a vacancy exists. Grade vacancies in one category cannot be used for promotion in another category (i.e., a non-rated Air Force Specialty Code (AFSC) grade vacancy cannot be used to promote an officer assigned to a rated AFSC position). For this purpose, there are nine position vacancy promotion categories.

3.2.2. All officers assigned to a promotion category (as defined by paragraph 3.2.1.) will be accounted for in assigned strength figures per the Personnel Accounting Symbol (PAS) code as reported in the wing/group commander's endorsement to the promotion recommendation letter or the automated promotion format (**Attachment 7**). Officers in excess or overgrade status must be counted in determining if a vacancy exists. All officers must be assigned to positions commensurate with their grade and DAFSC prior to promoting any other officer via position vacancy. Officers assigned to or retained in excess or overgrade status in the following situations will not count in determining if a vacancy exists:

3.2.2.1. Overgrade officer promoted via the mandatory promotion system with 18 but less than 20 satisfactory years of service or who have less than three years of promotion service credit in their current grade. Upon completion of the satisfactory years of service or time in grade, such officers will be retained, released or assigned IAW AFI 36-3209 or ANGI 36-2101.

AIR FORCE EVALUATION

NGB/AIPO recommends denying the request. Based on a review of the applicant's submission and the evidence provided, there is no evidence of an error or injustice. Once he obtained seven (7) years TIG, he was promoted on schedule in accordance with the mandatory Reserve Officer Promotion Board (ROPMA) promotion program. Once selected by a mandatory ROPMA and placed on a recommended list, an officer may be recommended for promotion in advance of the effective date (accelerated promotion) to fill an authorized vacancy. All requirements listed within AFGI 36-2504, paragraphs 3.2 and 3.3 for a position vacancy promotion must be met for an accelerated promotion. Specifically, paragraph 3.3.12 states, "Nominees' must be recommended for Federal recognition by the Adjutant General. This authority may be delegated by the Adjutant General to an officer on the ANG State Headquarters staff for recommendations to grades below colonel." There is no documentation of an accelerated promotion package that was recommended and approved by the applicant's Joint Forces Headquarters (JFHQ) leadership. Further, NGB/AIPO never received an accelerated promotion package for the applicant.

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 17 Jul 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 not the victim of an error or injustice. The Board concurs with the rationale and recommendation of NGB/AIPO and finds a preponderance of the evidence does not substantiate the applicant's contentions. 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

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-2024-01521 in Executive Session on 14 Jan 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 23 Apr 24.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory Opinion, NGB/AIPO, dated 28 Jun 24.
- Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 17 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.

4/7/ [REDACTED]
[REDACTED]
[REDACTED]
Board Operations Manager, AFBCMR
Signed by: [REDACTED]