

# UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

## RECORD OF PROCEEDINGS

IN THE MATTER OF: DOCKET NUMBER: BC-2024-01967

Work-Product COUNSEL: NONE

**HEARING REQUESTED:** NO

# **APPLICANT'S REQUEST**

His home of record (HOR) be changed from Work-Product wo... to Work-Prowor...t.

#### APPLICANT'S CONTENTIONS

He requested his HOR be changed to wor. in Jan 94 at the time of his reenlistment. He assumed it was changed and changed his state of residency to wor around the same time. The change was an oversight back then but changing it now will help tremendously with education benefits. If approved, it would significantly offset education costs that would help with his and his dependents' education that he simply cannot afford. He is a 100 percent disabled veteran living off his retirement and disability.

The applicant's complete submission is at Exhibit A.

## STATEMENT OF FACTS

The applicant is a retired Air Force master sergeant (E-7).

On 14 May 90, according to DD Form 1966, Record of Military Processing – Armed Forces of the United States, the applicant certified his HOR as wo...

On 23 Jan 91, according to DD Form 4, *Enlistment/Reenlistment Document – Armed Forces of the United States*, the applicant enlisted in the Regular Air Force for a period of four years. His HOR is identified as well.

On 24 Jan 94, according to DD Form 4, the applicant reenlisted in Regular Air Force for three years. His HOR is identified as wo...

On 31 Jan 15, according to DD Form 214, *Certificate of Release or Discharge from Active Duty,* the applicant was released from active duty and transferred to the Air Force Reserve. His HOR is listed at wo...

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

#### APPLICABLE AUTHORITY

MOINT TOURGE

AFBCMR Docket Number BC-2024-01967
Work-Product

According to the DD Form 214 Personnel Services Delivery Guide, the HOR shown on the initial DD Form 4-1 is used as the HOR on the DD Form 214, *Certificate of Release or Discharge from Active Duty*.

## **State Residency:**

According to the Air Force Personnel Center myPers website, state residency is the home for the purposes of taxes as a member moves throughout their military career. While the state residence may be updated at any time by completing a DD Form 2058, *State of Legal Residence Certificate*, at the Military Personnel Flight (MPF), the HOR remains unchanged unless there is a break in service of at least one day.

## AIR FORCE EVALUATION

AFPC/DPMLT (Enlisted Accessions) recommends denying the application. The Joint Travel Regulation (JTR) states that "the place recorded as the individual's home when reinstated, reappointed, or reenlisted remains the same as that recorded when commissioned, appointed, enlisted, or inducted or ordered into the tour of active duty unless there is a break in service of more than one full day. Only if a break in service exceeds one full day may the member change the HOR." Additionally, the JTR states "Travel and transportation allowances are based on the officially corrected recording in those instances when, through a bona fide error, the place originally named at the time of current entry into the Service was not in fact the actual home. Any such correction must be fully justified and the home, as corrected, must be the member's actual home upon entering the Service, and not a different place selected for the member's convenience."

Based on documentation provided and analysis of the facts, there is no evidence of an error or injustice. The applicant's HOR is recorded as work. He does not have a break in service, nor does there appear to be a bona fide error; therefore, the HOR cannot be changed. To grant relief would be contrary to the established policy in effect at the time.

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 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 10, United States Code, and Department of the Air Force Instruction (DAFI) 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 AFPC/DPMLT and finds a preponderance of the evidence does not substantiate the applicant's contentions. The applicant

does not have a break in service and there is no evidence of any errors. 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 DAFI 36-2603, paragraph 2.1, considered Docket Number BC-2024-01967 in Executive Session on 23 Jan 25:



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

Exhibit A: Application, DD Form 149, w/atchs, dated 28 May 24.

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

Exhibit C: Advisory, AFPC/DPMLT, w/atchs, dated 15 Jul 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.

6/25/2025



Board Operations Manager, AFBCMR Signed by: USAF