



UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2024-02236

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COUNSEL: NONE

HEARING REQUESTED: NO

APPLICANT'S REQUEST

He be allowed to transfer his remaining Post-9/11 GI Bill Transfer of Education Benefits (TEB) to his daughter.

APPLICANT'S CONTENTIONS

His daughter is currently ineligible to receive his Post-9/11 GI Bill benefits because he failed to allocate at least one month of benefits to her prior to his retirement. He was unaware of this requirement and the critical consequences. His daughter should not be denied the opportunity to excel simply because of his thoughtless error.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

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

According to documentation provided by the applicant, he elected to transfer 18 months of educational benefits to two eligible dependents, effective 4 September 2014, and allocated zero months to two other eligible dependents. One of the dependents, who received zero months, is the applicant's daughter for whom he is now requesting the Post-9/11 GI Bill TEB.

On 28 February 2015, his DD Form 214, *Certificate of Release or Discharge from Active Duty*, reflects he was honorably relieved from active duty and retired effective 1 March 2015; with a separation code of RBD and narrative reason for separation of "Sufficient Service for Retirement." He was credited with 23 years, 11 months, and 26 days active service for retirement.

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

AIR FORCE EVALUATION

AFPC/DP3SA recommends denying the application. Based on the documentation provided by the applicant and analysis of the facts, there is no evidence of an error or injustice on the part of the Air Force. The Defense Manpower Data Center (DMDC) records show the applicant applied for TEB on 4 September 2014. The application was approved on 11 September 2014, with an

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obligation end date of 5 March 2015. In accordance with (IAW) Air Force Instruction (AFI) 36-2306 *AFGM2, Voluntary Education Program*, an individual must designate at least one month to each eligible dependent to which entitlement is transferred before separation or retirement and may only add new dependents to the transfer while serving in the Armed Forces. IAW AFI 36-2306 AFGM2 when the applicant retired effective 1 March 2015, dependents with zero months allocated became ineligible for Post-9/11 GI Bill TEB.

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 4 September 2024 for comment (Exhibit D) but has received no response.

FINDINGS AND CONCLUSION

1. The application was not timely filed. The Board also 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 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/DP3SA and finds a preponderance of the evidence does not substantiate the applicant's contentions. Therefore, the Board finds the application untimely and recommends against correcting the applicant's records.

RECOMMENDATION

The Board recommends informing the applicant 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-2024-02236 in Executive Session on 8 April 2025:

Work-Product, Panel Chair

Work-Product, Panel Member

Work-Product, Panel Member

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

Exhibit A: Application, DD Form 149, w/atch, dated 24 June 2024.

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

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Exhibit C: Advisory Opinion, AFPC/DP3SA, w/atchs, dated 29 August 2024.
Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 4 September 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.

4/22/2025

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Board Operations Manager, AFBCMR

Signed by: Work-Product

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