



Work-Product

UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2024-02746

Work-Product

COUNSEL: NONE

HEARING REQUESTED: NOT INDICATED

APPLICANT'S REQUEST

Twenty-three and a half (23.5) days of leave be restored to his current leave account.

APPLICANT'S CONTENTIONS

He was enrolled in a formal training course from 18 October 2021 thru 14 April 2023. As a result of the formal training, his ability to take leave was restricted, resulting in the loss of 23.5 days of leave.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is a currently serving Air Force staff sergeant (E-5).

According to the applicant's Master Military Pay Account (MMPA), as of 23 February 2023, provided by the applicant, he lost 23.5 days of leave.

On 17 July 2024, the applicant's commander signed a memorandum informing the Board the applicant was enrolled in a formal Air Force Language Analyst virtual retraining course for Mandarin Chinese. During the course, the applicant was not authorized to take leave due to mandatory class attendance. As a result, on 30 September 2022, his leave balance of 99 days exceeded the maximum number of days permissible for carryover into the new fiscal year. On 1 October 2022, the applicant lost 23.5 days of leave. He fully supports the restoration of 23.5 days of leave lost by the applicant through no fault of his own.

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

AIR FORCE EVALUATION

AFPC/DPMSSM recommends granting the application. Based on the documentation provided by the applicant and analysis of the facts, there is sufficient evidence of an error or injustice. The demands of the mission were out of the applicant's control and limited his ability to exhaust leave before the end of Fiscal Year 2023 (FY23).

The applicant states he was enrolled in a Mandarin Chinese Language Analyst virtual retraining course from 18 October 2021 until 24 August 2023. The applicant also expresses he was restricted from requesting leave during the training which resulted in his leave balance exceeding the maximum allowable number of days to be carried into the next fiscal year.

AFBCMR Docket Number BC-2024-02746

Work-Product

Work-Product

unit commander validates his claim. Additionally, the Defense Finance and Accounting Services (DFAS) printout provided by the applicant reflects he lost 23.5 days of leave during FY23.

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 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 the victim of an error or injustice. The Board concurs with the rationale and recommendation of AFPC/DPMSSM and finds a preponderance of the evidence substantiates the applicant's contentions. Therefore, the Board recommends correcting the applicant's records as indicated below.
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 pertinent military records of the Department of the Air Force relating to APPLICANT be corrected to show twenty-three and a half (23.5) days of leave be restored to his leave account.

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-2024-02746 in Executive Session on 12 November 2024:

Work-Product Panel Chair
Work-Product Panel Member
Work-Product Panel Member

All members voted to correct the record. The panel considered the following:

- Exhibit A: Application, DD Form 149, w/atchs, dated 1 August 2024.
- Exhibit B: Documentary evidence, including relevant excerpts from official records.
- Exhibit C: Advisory opinion, AFPC/DPMSSM, dated 23 August 2024.
- Exhibit D: Notification of advisory, SAF/MRBC to applicant, dated 4 September 2024.

Work-Product

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.

Work-Product

AFBCMR Docket Number BC-2024-02746

Work-Product