

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: 96-01825 **AUG 25 1998**

COUNSEL: NONE

HEARING: NO

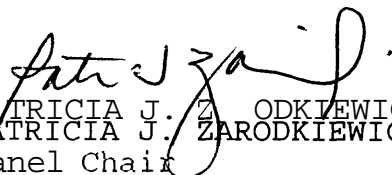
The applicant requests that he receive a regular retirement under the 15 year Reserve Transition Assistance Program (RTAP) program and that he be retired in the grade of master sergeant (E-7) which was the highest grade held. Applicant's submission is at Exhibit A.

The appropriate Air Force offices evaluated applicant's request and provided an advisory opinions to the Board recommending the application be denied (Exhibits C and F). The advisory opinions were forwarded to the applicant for review and response (Exhibits D and G). As of this date, no response has been received by this office.

After careful consideration of applicant's request and the available evidence of record, we find insufficient evidence of error or injustice to warrant corrective action. The facts and opinions stated in the advisory opinions appear to be based on the evidence of record and have not been adequately rebutted by applicant. Absent persuasive evidence applicant was denied rights to which entitled, appropriate regulations were not followed, or appropriate standards were not applied, we find no basis to disturb the existing record. Accordingly, applicant's request is denied.

The Board staff is directed to inform applicant of this decision. Applicant should also be informed that this decision is final and will only be reconsidered upon the presentation of new relevant evidence which was not reasonably available at the time the application was filed.

Members of the Board Ms. Patricia J. Zarodkiewicz, Mr. Dana J. Gilmour, and Mr. Loren S. Perlstein considered this application on 14 July 1998 in accordance with the provisions of Air Force Instruction 36-2603, and the governing statute, 10, U.S.C. 1552.

  
PATRICIA J. ZARODKIEWICZ  
PATRICIA J. ZARODKIEWICZ  
Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. Advisory Opinion
- D. AFBCMR Ltr Forwarding Advisory Opinion
- E. AFBCMR Ltr Requesting Information
- F. Advisory Opinion
- G. AFBCMR Ltr Forwarding Advisory Opinion



DEPARTMENT OF THE AIR FORCE  
AIR NATIONAL GUARD READINESS CENTER

MEMORANDUM FOR AFBCMR

04 MAR 1997

FROM: ANG/MPPU  
3500 Fetchet Avenue  
Andrews AFB, MD 20762-5157

SUBJECT: Application for Correction of Military Records [REDACTED]  
[REDACTED]

The attached Application for Correction of Military Records submitted by [REDACTED] a former member of the [REDACTED] Air National Guard, is forwarded for your review and action.

[REDACTED] requests medical retirement under the Reserve Transition Assistance Program (RTAP).

This Headquarters recommends denial of relief. [REDACTED] was released from the [REDACTED] Air National Guard (ANG) in May 1994 due to a service connected disability. Currently he is receiving sixty percent disability from the Veteran's Administration. At the time of his release from the [REDACTED] ANG, the fifteen year early qualification for retired pay at age sixty was not in effect. [REDACTED] made a request for transfer to the Honorary Retired Reserve where members who request this are not entitled to gray area benefits. Furthermore, members who are assigned to the Honorary Retired Reserve are assigned to this section in their current grade, not the highest grade held. Although [REDACTED] once held the grade of E-7 (MSgt), he could only advance to this higher grade if he started to draw pay at age 60. He is not entitled to retired pay.

The National Defense Authorization Act for Fiscal Year 1993 created the Guard and reserve Transition Initiatives, commonly called RTAP. The purpose of the RTAP program was to ensure that the members of the Selective Reserve are treated with fairness, with respect for their service to their country, and with attention to the adverse personal consequences of Selected Reserve inactivations, draw-downs, and involuntary separations. In Fiscal Year 1995, the RTAP program was amended to add medically disqualified individuals with 15 but less than 20 years of satisfactory service.

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Questions should be directed to MSgt Gowdy, ANG/MPPUR, DSN 278-7500,  
or e-mail [tgowdy@angrc.ang.af.mil](mailto:tgowdy@angrc.ang.af.mil).

FOR THE COMMANDER



NILDA E. URRUTIA, Lt Col, USAF  
Chief, Utilization



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