

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: 97-02693

NOV 04 1998

[REDACTED]  
[REDACTED]  
COUNSEL: NONE

HEARING DESIRED: YES

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~~APPLICANT REQUESTS THAT:~~

He be reinstated to active Air Force Reserve status.

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~~APPLICANT CONTENDS THAT:~~

The reasons the applicant believes the records to be in error or unjust and the evidence submitted in support of the appeal are at Exhibit A.

Applicant's submission is attached at Exhibit A.

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~~STATEMENT OF FACTS:~~

The relevant facts pertaining to this application, extracted from the applicant's military records, are contained in the letter prepared by the appropriate office of the Air Force office of Primary Responsibility (OPR). Accordingly, there is no need to recite these facts in this Record of Proceedings.

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AIR FORCE EVALUATION:

The Chief, Career Opportunities Division, HQ ARPC/DAO, states that the applicant was allowed the opportunity but failed to submit documentation to support his retention in the active reserve.

Applicant received an inter-service transfer from the Army Reserve into the Air Force Reserve on 28 December 1982.

Due to non-participation, he was transferred to Inactive Status List Reserve Section (ISLRS), effective 17 December 1987.

On 7 June 1993, applicant was notified by HQ ARPC//DSFA of pending discharge action from ISLRS.

On 15 June 1993, applicant requested and was granted an extension to 16 August 1993 to begin participation or to submit justification to support his retention. He failed to respond.

Applicant was discharged from ISLRS effective 8 November 1993, having failed to submit justification for retention.

HQ ARPC/DAO recommends denial of applicant's **request**.

A copy of the Air **Force** evaluation is attached at Exhibit C.

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APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 9 February 1998 for review and response within 30 days. As of this date, no response has been received by this office.

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THE BOARD CONCLUDES THAT:

1. The applicant has exhausted all remedies provided by existing law or regulations.
2. The application was not timely filed; however, it is in the interest of justice to excuse the failure to timely file.
3. Insufficient relevant evidence has been presented to demonstrate the existence of probable error or injustice. After a thorough review of the evidence of record and applicant's submission, we are not persuaded that he should be reinstated into an active Air Force Reserve status. His contentions are duly noted; however, we do not find these uncorroborated assertions, in and by themselves, sufficiently persuasive to override the rationale provided by the Air Force. It appears that the applicant transferred from the Army Reserve into the Air Force Reserve in December 1982 and, due to non-participation, was transferred to ISLRS in December 1987. We note that the applicant was given the opportunity to submit justification to support his retention in the Air Force Reserve in 1993, prior to his discharge in November 1993. However, he failed to respond or submit documentation to support his retention. We therefore agree with the recommendations of the Air Force and adopt the rationale expressed as the basis for our decision that the applicant has failed to sustain his burden that he has suffered either an error or an injustice. Therefore, we find no compelling basis to recommend granting the relief sought.
4. The documentation provided with this case was sufficient to give the Board a clear understanding of the issues involved and a personal appearance, with or without counsel, would not have

materially added to that understanding. Therefore, **the** request for a hearing is not favorably considered.

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THE BOARD DETERMINES THAT:

The applicant be notified that the evidence presented did not demonstrate the existence of probable material error or injustice; that the application was denied without a personal appearance; and that the application will only be reconsidered upon the submission **of** newly discovered relevant evidence not considered with this application.

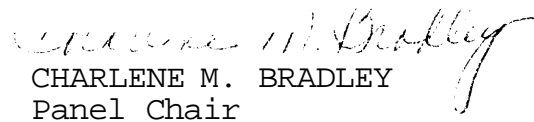
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The following members of the Board considered this application in Executive Session on 8 October 1998, under the provisions of AFI 36-2603.

Ms. Charlene M. Bradley, Panel Chair  
Mr. Joseph G. Diamond, Member  
**Ms.** Patricia D. Vestal, Member

The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 25 Jun 97, w/atch.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, HQ ARPC/DAO, dated 14 Jan 98.
- Exhibit D. Letter, AFBCMR, dated 9 Feb 98.

  
CHARLENE M. BRADLEY  
Panel Chair