

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NO: 97-02957

COUNSEL: None

SEP 18 1998

HEARING DESIRED: No

[REDACTED]

Applicant requests her discharge order be changed so that she does not need to have a waiver to reenlist; or she be reinstated with back pay/points for missed time; or she receive a medical retirement with pay if not allowed to reenlist. Applicant's submission is at Exhibit A.

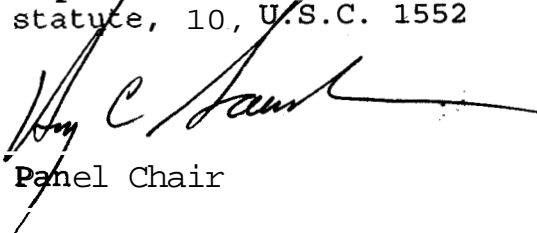
The appropriate Air Force offices evaluated applicant's request and provided advisory opinions to the Board recommending the application be denied (Exhibit C). The advisory opinions were forwarded to the applicant for review and response (Exhibit D) within 30 days. Applicant requested and was granted an extension until 4 June 1998 to provide additional material. However, 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 opinion appear to be based on the evidence of record and have not been 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. Applicant should also be advised that, if she believes her medical condition has changed, she should apply for a waiver, with the appropriate medical documentation, through her local recruiter.

Members of the Board Mr. Henry C. Saunders, Mr. Joseph G. Diamond, and Ms. Peggy E. Gordon considered this application on 3 September 1998 in accordance with the provisions of Air Force Instruction 36-2603, and the governing statute, 10, U.S.C. 1552


Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. Advisory Opinions
- D. AFBCMR Ltr Forwarding Advisory Opinions
- E. AFBCMR Ltr Granting Extension



DEPARTMENT OF THE AIR FORCE
AIR FORCE RESERVE



13 FEB 1998

MEMORANDUM FOR AFBCMR

FROM: HQ AFRC/DPM
155 2nd St
Robins AFB GA 31098-1635

SUBJECT: Request for Correction of Military Records, [REDACTED]

1. The attached request for correction of military records is **forwarded** for your consideration. [REDACTED] is requesting her discharge order be changed (if needed) to reflect a waiver is not required for her to reenlist, she be reinstated with back pay and points for missed time, **if** allowed to reenlist, and she receive a medical retirement with pay, if not allowed to reenlist.
2. [REDACTED] was discharged **from** the Air Force Reserve, 11 November 1996, for physical disqualification. Her discharge order reflects that she is eligible to reenlist with waiver. **This** provides members who are discharged for physical disqualification the opportunity to reenter military service if their medical condition is no longer **disqualifying**. (See HQ AFRC/R500 Memorandum at Attachment 1.) If allowed to reenter the **Air** Force Reserve, [REDACTED] would not be entitled to back pay and points for missed time because her discharge was based on a prior medical **disqualifying** condition.
3. [REDACTED] was not eligible for a **medical** retirement with pay because her disqualifying medical condition was found to not **have** occurred while **performing** reserve **military** duty and was not aggravated by the performance of reserve military duty. (See HQ AFRC/SGPA's Memorandum at Attachment 2.)
4. Accordingly, we recommend denial of [REDACTED] request for correction of military records. Points of contact are [REDACTED]

DANIEL S. BABER, CMSgt, USAF
Acting Chief, Military Personnel Division
Directorate of Personnel

Attachments:

1. HQ AFRC/R500 Memo, 14 Jan 98
2. HQ ARPC/SGPA Memo, 10 Nov 97



DEPARTMENT OF THE AIR FORCE
AIR FORCE RESERVE COMMAND

14 Jan 98

MEMORANDUM FOR HQ AFRC/DPML

FROM: HQ AFRC/RSOO
155 Second Street
Robins AFB GA 31098

SUBJECT: Correction to Military Records [REDACTED]

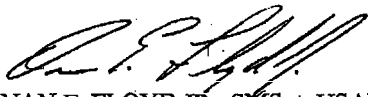
1. The following is in response to your request for information dated 7 Jan 98, concerning [REDACTED] eligibility to reenter the Air Force Reserve (AFR).

a. [REDACTED] was physically disqualified and discharged from the AFR, by the AFRC Surgeon General on 11 Nov 96. We have no record of her applying since that time.

b. If her physical condition has changed, she may apply for a waiver with the appropriate medical documentation through her local recruiter.

2. This issue has been coordinated with HQ AFRC/SGP and the OL AC AFRCRCS senior recruiter at March AFB, CA.

3. Please call me at [REDACTED], if you have any questions.


ONAN E. FLOYD JR., SMSgt, USAF
NCOIC, Accession Standards

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Atch 1



DEPARTMENT OF THE AIR FORCE

AIR FORCE RESERVE



NOV 10 1997

MEMORANDUM FOR HQ AFRC/DPE

FROM: HQ AFRC/SGPA
155 2nd Street
Robins AFB GA 31098-1635

SUBJECT: Correction to Military Records - [REDACTED]

We cannot respond to 9a or 9b of subject individuals request because we are **not** the appropriate authority. The following is input in response to 9c of subject individuals request:

a. In order for reservists to be eligible for a medical retirement, they must first be entitled to disability processing, Reservists are not normally entitled to disability processing unless they meet specific criteria. Their disqualifying medical condition must have occurred while performing **reserve military duty** or the medical condition **must** have been aggravated by the performance of **reserve military duty**. **Since** subject individual did not satisfy the above criteria, she was not entitled to disability processing at the time she was medically disqualified for worldwide duty by this office.

b. Active duty members who separate **with** medical conditions which occurred during the period of their active duty service are entitled to be seen for medical care and disability evaluation through the VA medical care system. This includes those active duty members who separate from active duty and join a reserve or guard component. Subject individual meets these criteria and is entitled to seek medical care and disability evaluation through the VA medical system for her diagnosis of asthma.


LYDE E. HARRIS, MSgt, USAF
Ch, Physical Standards Branch

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Atch 2