

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: 97-03101

COUNSEL: NONE

AUG 14 1998

HEARING DESIRED:

[REDACTED]
[REDACTED]

Applicant requests that her records be corrected to show that she was appointed in the grade of captain. Applicant's submission is at Exhibit A.

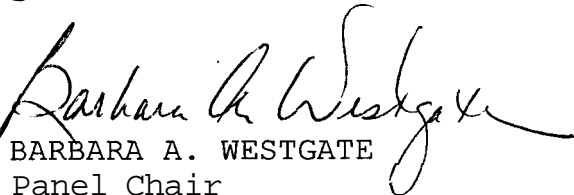
The appropriate Air Force office evaluated applicant's request and provided an advisory opinion to the Board recommending the application be denied (Exhibit C). The advisory opinion was forwarded to the applicant for review and response (Exhibit D). As of this date, no response has been received by this 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. In regards to the applicant's request, we note that the experience accrued by the applicant from 1 November 1989 through 17 April 1991 was prior to her being licensed and therefore, is not creditable. Also, the experience accrued by the applicant from 1 March 1994 through 15 January 1995 should be presented to HQ AFRC on AF Form 24 for credit approval. 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.

Members of the Board Mrs. Barbara A. Westgate, Mr. Frederick R. Beaman III, and Mr. Steven A. Shaw considered this application on 7 July 1998, in accordance with the provisions of Air Force Instruction 36-2603 and the governing statute, 10 U.S.C. 1552.


BARBARA A. WESTGATE
Panel Chair

Exhibits:

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



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR RESERVE PERSONNEL CENTER

13 MAR 1998

MEMORANDUM FOR AFBCMR
1661 Air Force, Pentagon
Washington DC 20330-1661

FROM: HQ ARPC/DA
6760 E Irvington Pl #2000
Denver CO 80280-2000

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

1. The requested correction cannot be accomplished administratively at this level.

2. The applicant requests their computation for grade determination be reviewed suggesting that they should have been appointed a captain and not a first lieutenant.

3. The following is an analysis of the case:

a. The applicant was appointed in the Air Force Reserve Biomedical Sciences Corps on 18 March 1997. The appointment was as a first lieutenant in accordance with AFI 36-2005, Table 2.5, page 21, Rule 40, Note 12.

b. Under the provisions of AFI 36-2005, the applicant was given the maximum allowable credit for grade computation. Note 12 states that for those individuals that require a license, award experience credit from time of license. Therefore; the experience accrued by the applicant from 1 November 1989 through 17 April 1991 was prior to licensure and is not creditable.

c. Regarding the period 1 March 1994 through 15 January 1995, this time was not presented to HQ AFRC for credit approval on AF Form 24, when the applicant submitted their original application for appointment in 1997.

4. Recommend denial of the applicant's request. We find no error or injustice in the application of procedures in effect at the time of the applicant's direct appointment as a commissioned officer in the Reserve of the Air Force. The applicant was given the maximum allowable credit in

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accordance with AFI 36-2005, based on the documentation provided.

5. If the AFBCMR disagrees with our recommendation.

a. Please advise the applicant to submit appropriate **documents** to HQ AFRC/SGSE for their review to determine if the time from 1 March 1994 through 15 January 1995 is creditable.

b. If the time is found to be creditable, direct the applicant's military record be corrected to **reflect** appointment **as a** captain to include adjustment of the service dates and amendment of **the** original appointment order.

c. Direct removal of all documentation from the applicant's record that **reflects** that they were originally appointed **as** a first lieutenant.

6. If you have any questions regarding this advisory, please contact S [REDACTED] E-mail [REDACTED] at HQ ARPC/DAO, DSN [REDACTED], or toll free [REDACTED] extension [REDACTED].