

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

[REDACTED]

[REDACTED]

DOCKET NUMBER:

DEC 08 1998
97-03195

COUNSEL: None

HEARING DESIRED: No

APPLICANT REQUESTS THAT:

The Application for Shipment and/or Storage of Personal Property, DD Form 1299, dated 12 June 1996, be amended in Block 10, Destination Information, to reflect "Denver, Colorado," rather than, "Colorado Springs, Colorado."

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.

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. Accordingly, there is no need to recite these facts in this Record of Proceedings.

AIR FORCE EVALUATION:

The Director, Joint Personal Property Shipping Office, JPPSO/DIR, reviewed this application and states that when the applicant first contacted the Traffic Management Office (TMO) to arrange for the shipment of his HHG, he did not have a destination so he requested nontemporary storage (NTS). At his counseling, the destination was changed from NTS to Colorado Springs at the applicant's request. When special routing or services have been furnished at the member's request, the member is to bear the cost of transportation above the maximum amount authorized at Government expense based on the cost of shipping the HHG without the special routing or services. In the applicant's case, he incurred excess cost in requesting special services in the

delivery of his HHG from temporary storage to a destination beyond the 30-mile radius for a local delivery. Since the applicant requested shipment of his Household Goods (HHG) to Colorado Springs and desired to have them delivered from storage to a destination beyond the 30-mile radius for a local delivery, he must be held responsible for the difference in cost. Therefore, they recommend denial of his request.

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

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

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

THE BOARD CONCLUDES THAT:

1. The applicant has exhausted all remedies provided by existing law or regulations.
2. The application was timely filed.
3. Sufficient relevant evidence has been presented to demonstrate the existence of a probable error or injustice. After thoroughly reviewing the evidence of record and noting the applicant's contentions, we believe the applicant's options with respect to the shipment of his household goods (HHG) may have been misrepresented. In this respect, we note the applicant states that he was advised by TMO that he had the option of storing his HHG in [REDACTED] or [REDACTED] but at no time during the discussion was there a distinction made as to where in [REDACTED] he had the option of storing his HHG. In addition, the applicant was later advised that [REDACTED] JPPSO handled storage for the [REDACTED] area. Although a statement from the individual that counseled the applicant would be helpful in deciding this case, in view of the circumstances of this case, we believe any doubt should be decided in the applicant's favor. Therefore, we recommend his records be corrected to the extent indicated below.

THE BOARD RECOMMENDS THAT:

The pertinent military records of the Department of the Air Force relating to APPLICANT, be corrected to show that the Application for Shipment and/or Storage of Personal Property, DD Form 1299, dated 12 June 1996, be amended in Block 10, Destination

Information, to reflect "Denver, Colorado, rather than, "Colorado Springs, Colorado."


The following members of the Board considered this application in Executive Session on 19 August 1998, under the provisions of AFI 36-2602:

Mr. Thomas S. Markiewicz, Panel Chair
Mr. Walter J. Hosey, Member

Mr. Henry Romo, Jr., Member
Mr. Phillip E. Horton, Examiner (without vote)

All members voted to correct the records, as recommended. The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 10 Oct 97, w/atchs.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, JPSSO/DIR, dated 12 Feb 97.
- Exhibit D. Letter, SAF/MIBR, dated 9 Mar 98.


THOMAS S. MARKIEWICZ
Panel Chair



DEPARTMENT OF THE AIR FORCE
WASHINGTON, D. C.

DEC 08 1998

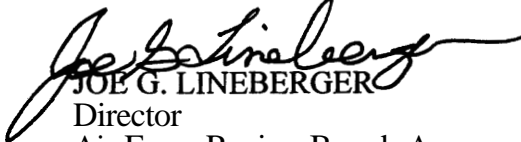
Office of the Assistant Secretary

AFBCMR 97-03195

MEMORANDUM FOR THE CHIEF OF STAFF

Having received and considered the recommendation of the Air Force Board for Correction of Military Records and under the authority of Section 1552, Title 10, United States Code (70A Stat 116), it is directed that:

The pertinent military records of the Department of the Air Force relating to [REDACTED] be corrected to show that the Application for Shipment and/or Storage of Personal Property DD Form 1299, dated 12 June 1996, be amended in Block 10, Destination Information, to reflect "Denver, Colorado," rather than, "Colorado Springs, Colorado."


JOE G. LINEBERGER
Director
Air Force Review Boards Agency